



This is a digital copy of a book that was preserved for generations on library shelves before it was carefully scanned by Google as part of a project to make the world's books discoverable online.

It has survived long enough for the copyright to expire and the book to enter the public domain. A public domain book is one that was never subject to copyright or whose legal copyright term has expired. Whether a book is in the public domain may vary country to country. Public domain books are our gateways to the past, representing a wealth of history, culture and knowledge that's often difficult to discover.

Marks, notations and other marginalia present in the original volume will appear in this file - a reminder of this book's long journey from the publisher to a library and finally to you.

Usage guidelines

Google is proud to partner with libraries to digitize public domain materials and make them widely accessible. Public domain books belong to the public and we are merely their custodians. Nevertheless, this work is expensive, so in order to keep providing this resource, we have taken steps to prevent abuse by commercial parties, including placing technical restrictions on automated querying.

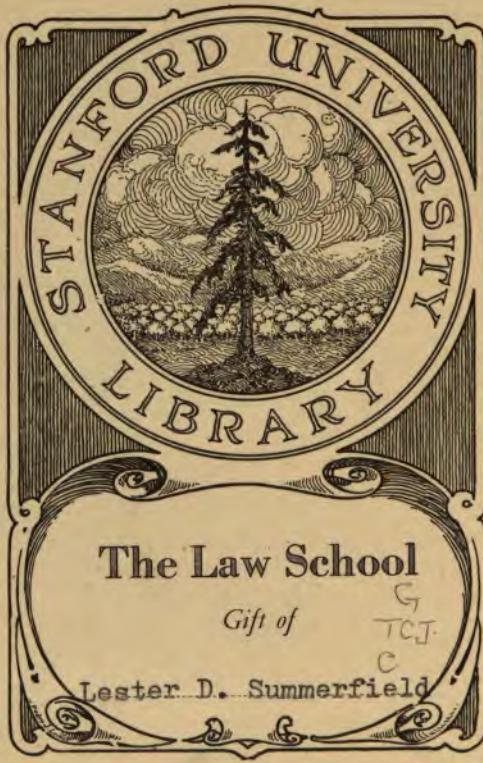
We also ask that you:

- + *Make non-commercial use of the files* We designed Google Book Search for use by individuals, and we request that you use these files for personal, non-commercial purposes.
- + *Refrain from automated querying* Do not send automated queries of any sort to Google's system: If you are conducting research on machine translation, optical character recognition or other areas where access to a large amount of text is helpful, please contact us. We encourage the use of public domain materials for these purposes and may be able to help.
- + *Maintain attribution* The Google "watermark" you see on each file is essential for informing people about this project and helping them find additional materials through Google Book Search. Please do not remove it.
- + *Keep it legal* Whatever your use, remember that you are responsible for ensuring that what you are doing is legal. Do not assume that just because we believe a book is in the public domain for users in the United States, that the work is also in the public domain for users in other countries. Whether a book is still in copyright varies from country to country, and we can't offer guidance on whether any specific use of any specific book is allowed. Please do not assume that a book's appearance in Google Book Search means it can be used in any manner anywhere in the world. Copyright infringement liability can be quite severe.

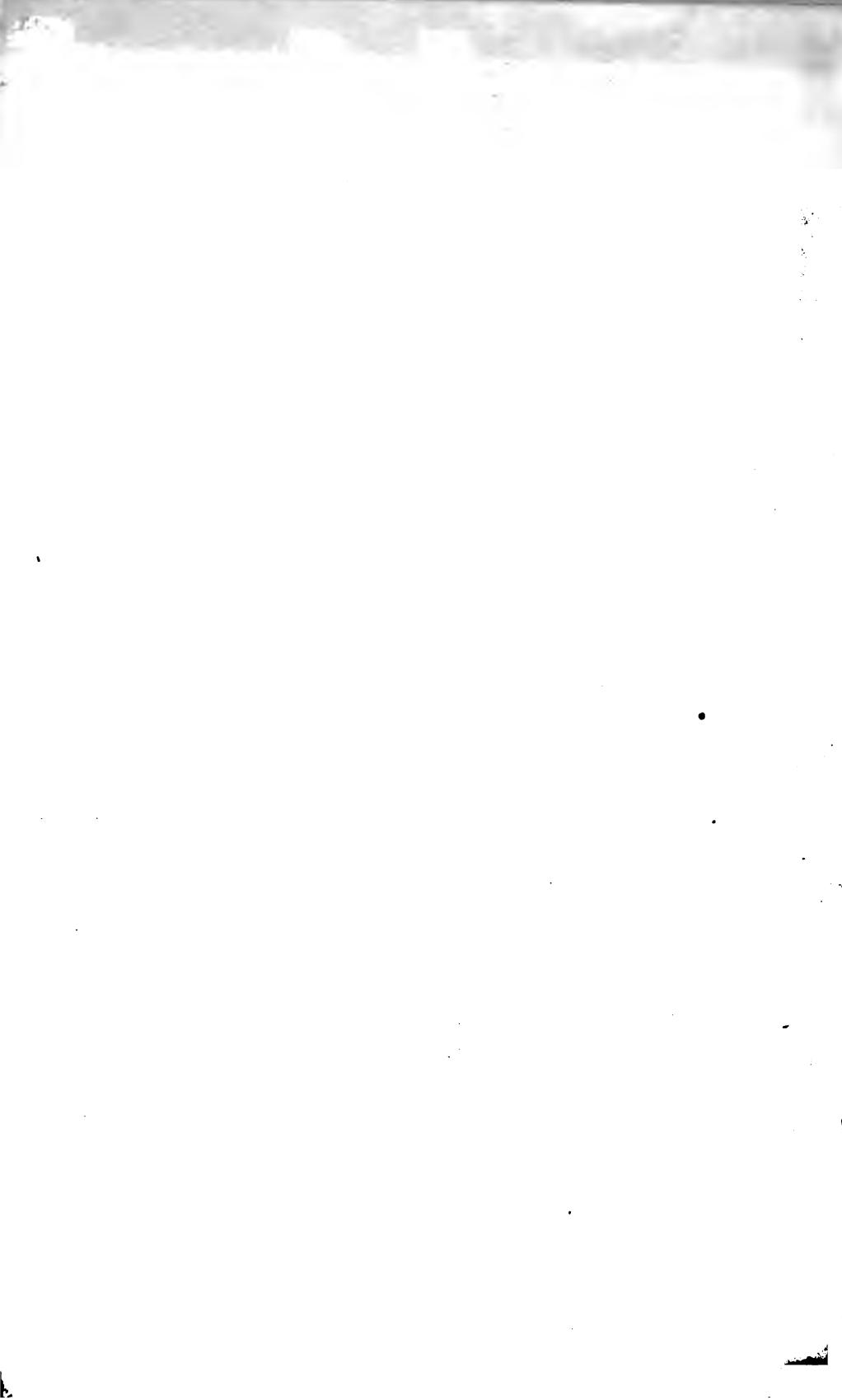
About Google Book Search

Google's mission is to organize the world's information and to make it universally accessible and useful. Google Book Search helps readers discover the world's books while helping authors and publishers reach new audiences. You can search through the full text of this book on the web at <http://books.google.com/>

L.D. SUMMERFIELD
RENO, NEVADA









STATUTES
OF THE
STATE OF NEVADA,

PASSED AT THE

EIGHTH SESSION OF THE LEGISLATURE,

1877.

BEGUN ON MONDAY, THE FIRST DAY OF JANUARY, AND ENDED
ON THURSDAY, THE FIRST DAY OF MARCH.

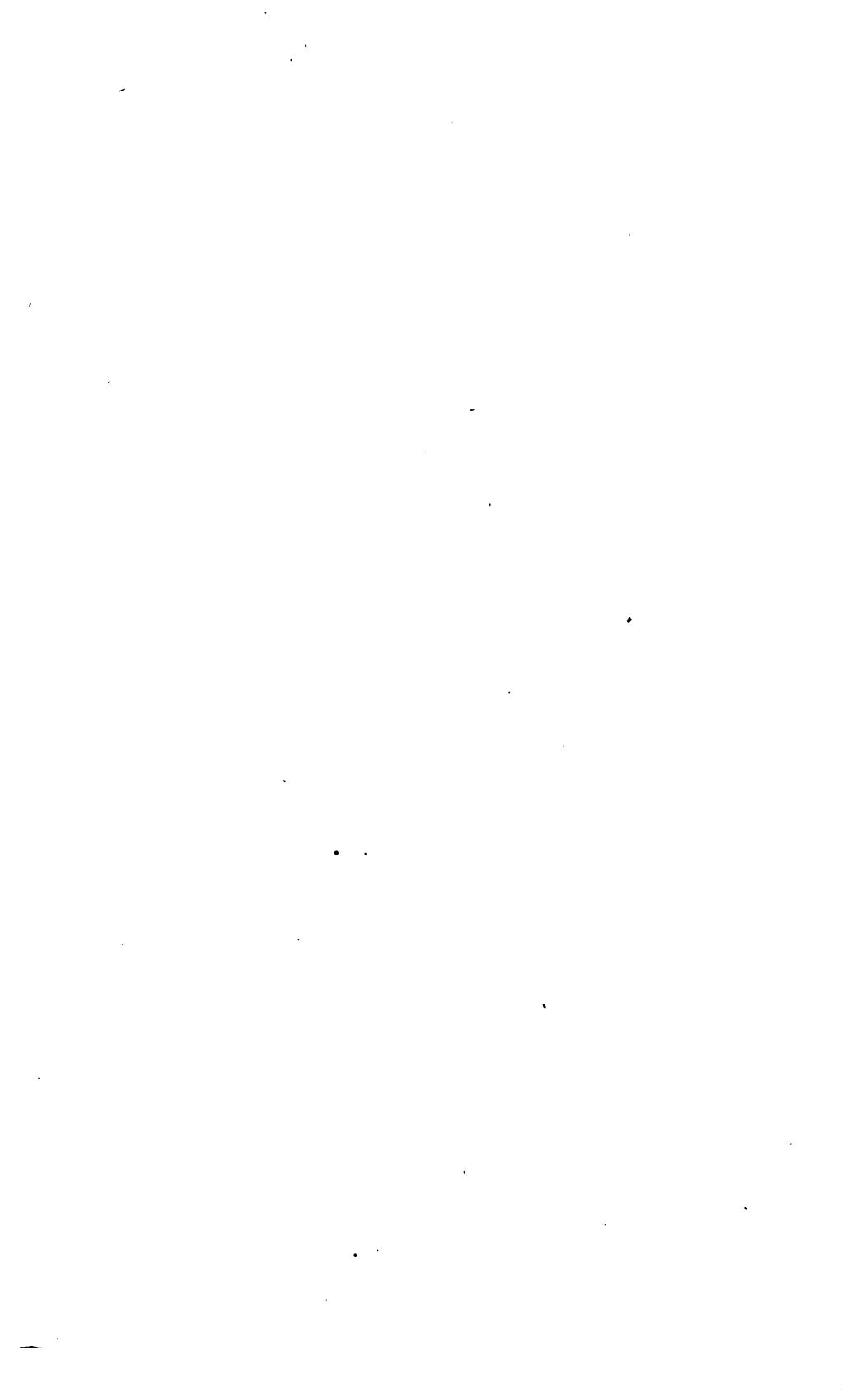


CARSON CITY:
JOHN J. HILL, STATE PRINTER.
1877.



GENERAL ARRANGEMENT OF VOLUME.

	PAGES.
1—NUMBERS OF CHAPTERS AND TITLES OF LAWS.....	v-xiii
2—NUMBERS AND TITLES OF RESOLUTIONS AND MEMORIALS..	xiv-xvi
3—CONSTITUTION OF THE STATE OF NEVADA.....	3-36
4—STATE OFFICERS.....	39
5—SENATE OFFICERS.....	40
6—MEMBERS OF THE SENATE.....	40
7—ASSEMBLY OFFICERS.....	41
8—MEMBERS OF THE ASSEMBLY	41-42
9—LAWS OF THE EIGHTH SESSION.....	45-207
10—ASSEMBLY RESOLUTIONS.....	211-223
11—SENATE RESOLUTIONS.....	223-230
12—REPORTS OF STATE TREASURER, 1875 AND 1876.....	231-349
13—GENERAL INDEX	353-382



CONTENTS.

STATUTES OF THE STATE OF NEVADA.

EIGHTH SESSION, 1877.

Chapter...	TITLE OF ACT.	Page....
1	An Act to create a State Legislative Fund—approved January 5, 1877.....	45
2	An Act to amend an Act entitled "An Act to consolidate and fund the indebtedness of Lincoln County," approved February seventeenth, eighteen hundred and seventy-three—approved January 18, 1877.....	46
3	An Act to repeal an Act to amend an Act entitled "An Act to provide for the destruction of noxious animals within this State," approved March seventh, eighteen hundred and seventy-three, approved March fifth, eighteen hundred and seventy-five, and the Act of which the same is amendatory—approved January 18, 1877.....	47
4	Repealed. See Chap. XIV.....	47
5	An Act to authorize the Commissioners of Eureka County to issue certain bonds, and provide for the payment of the same—approved January 19, 1877.....	47
6	An Act to legalize certain contracts made by the Mayor and Board of Aldermen of the City of Virginia, Storey County, State of Nevada, and the "Virginia and Gold Hill Water Company," of the same place, and for the issuance and sale of bonds for the payment of said indebtedness thereby incurred—approved January 22, 1877.....	48
7	An Act to amend an Act entitled an Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada," approved November twenty-sixth, eighteen hundred and sixty-one, approved March second, eighteen hundred and seventy-five—approved January 23, 1877.....	52
8	An Act to amend an Act entitled "An Act to encourage the construction of a railroad from Battle Mountain Station, on the Central Pacific Railroad, in Lander County, State of Nevada, to the City of Austin, in said county, and to authorize said county to issue its bonds for two hundred thousand dollars to aid the same," passed February ninth, eighteen hundred and seventy-five—approved January 23, 1877	53

CHAPTER.	TITLE OF ACT.	PAGE.
9	An Act to authorize the Commissioners of Eureka County to change the apportionment of county revenues to certain funds in said Eureka County—approved January 23, 1877.....	54
10	An Act to provide for the payment of the indebtedness of White Pine County, known as the Hamilton debt—approved January 26, 1877.....	54
11	An Act to amend an Act entitled "An Act to prevent the destruction of fish in the waters of the State of Nevada," approved March second, eighteen hundred and seventy-one—approved January 26, 1877.....	55
12	Repealed. See Chap. LXXII.....	56
13	An Act to admit to probate a certain paper purporting to be the last will and testament of Rufus Adams—passed January 30, 1877.....	56
14	An Act to repeal an Act entitled "An Act to legalize certain contracts made by the Mayor and Board of Aldermen of the City of Virginia, Storey County, State of Nevada, and the Virginia and Gold Hill Water Company, of the same place, and for the issuance and sale of bonds for the payment of certain indebtedness thereby incurred," approved January nineteenth, eighteen hundred and seventy-seven—approved January 30, 1877.....	57
15	An Act to amend an Act entitled "An Act to require foreign corporations to furnish evidence of their incorporation and corporate name," approved March third, eighteen hundred and sixty-nine—approved January 30, 1877.	57
16	An Act for the relief of Jacob Kline—approved January 30, 1877.....	58
17	An Act for the relief of Harry A. Harville, late Assessor of Elko County, Nevada—approved February 1, 1877.....	58
18	An Act to authorize the Board of County Commissioners of Nye County to draw money from the County Treasury for certain purposes—approved February 1, 1877.....	59
19	An Act to abolish the office of State Mineralogist, and provide for the care and preservation of the State Museum—approved February 1, 1877.....	59
20	An Act for the relief of the First Nevada Artillery Company—approved February 1, 1877.....	60
21	An Act to authorize the payment of certain claims against Storey County—approved February 8, 1877.....	61
22	An Act to amend an Act entitled "An Act to provide for the payment of the outstanding indebtedness of Churchill County," approved March fourth, eighteen hundred and seventy-one—approved February 8, 1877.....	63
23	An Act to provide for the payment of the services of the clerk in State Library for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six—approved February 8, 1877.....	64
24	An Act to detach a portion of the territory of Elko County from said county, and to attach the same to Eureka County—approved February 7, 1877.....	64
25	An Act to amend sections one, three, four, five, and twenty-two of an Act entitled "An Act to provide for the government of the State Prison of the State of Nevada," approved March seventh, eighteen hundred and seventy-three—approved February 8, 1877.....	66
26	An Act to authorize the Mayor and Board of Aldermen of the City of Virginia to pay the claim of William Cook—approved February 8, 1877.....	67

Chapter..	TITLE OF ACT.	Page.....
27	An Act to regulate the sale or disposal of opium, and to prohibit the keeping of places of resort for smoking or otherwise using that drug—approved February 9, 1877.....	69
28	An Act to amend an Act entitled "An Act to provide for the maintenance and supervision of public schools," approved March twentieth, eighteen hundred and sixty-five, as amended March eighth, eighteen hundred and sixty-seven—approved February 12, 1877.....	70
29	An Act to authorize the County Commissioners of Washoe County to issue bonds for the construction of a county bridge across the Truckee River at Reno, in said county, and to provide for the payment of the same—approved February 12, 1877	71
30	An Act requiring persons slaughtering horned cattle to keep the hides and ears ten days, and punishing a failure so to do—approved February 12, 1877.....	72
31	An Act authorizing the Board of County Commissioners of Lyon County, Nevada, to build a jail at Silver City, in said county, and to appropriate money for the same—approved February 12, 1877.....	72
32	An Act to prohibit certain advertisements tending to promote licentiousness and crime—approved February 13, 1877	73
33	An Act to amend section two of an Act entitled "An Act to amend sections five and seven of an Act of the Legislature of the State of Nevada, entitled 'An Act to provide for constructing toll roads and bridges in the State of Nevada,'" approved March tenth, eighteen hundred and seventy-five—approved February 13, 1877.....	74
34	An Act to amend an Act concerning crimes and punishments, approved November twenty-sixth, eighteen hundred and sixty-one—approved February 13, 1877.....	75
35	An Act to amend an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one—approved February 15, 1877.....	75
36	An Act to punish the willful and fraudulent killing of stock running at large, and the selling or buying any hide, or carcass, or animal, the brand on which has been cut out or obliterated—approved February 15, 1877.....	76
37	An Act to authorize the Supreme Court, or the Justices thereof, to issue restraining orders pending the determination of appeals—approved February 16, 1877.....	77
38	An Act to extend the term granting to Isaac C. Bateman, and his associates and assigns, the right and grant conferred under and by virtue of an Act entitled "An Act to supply the Town of Austin with water," approved February sixteenth, eighteen hundred and sixty-four, passed at the third regular session of the Legislative Assembly of the Territory of Nevada—passed February 17, 1877.....	77
39	An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March ninth, eighteen hundred and sixty-five, approved March eleventh, eighteen hundred and sixty-seven, approved March third, eighteen hundred and sixty-nine, approved March fourth, eighteen hundred and seventy-one, approved February twentieth, eighteen hundred and seventy-three—approved February 20, 1877.....	78
40	An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March ninth, eighteen hundred and sixty-five, and amended March fourth, eighteen hundred and seventy-one—approved February 20, 1877.....	79

CHAPTER..	TITLE OF ACT.	PAGE.....
41	An Act to protect the rights of owners of stock shares and other interests in the mineral and metal-yielding mines of this State—approved February 21, 1877.....	80
42	An Act in relation to erection and maintenance of bridges—approved February 21, 1877.....	81
43	An Act to prevent cruelty to women in the State of Nevada—approved February 21, 1877	82
44	An Act to amend an Act entitled “An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties and powers,” approved March eighth, eighteen hundred and sixty-five—approved February 21, 1877.....	83
45	An Act supplementary to an Act entitled “An Act concerning crimes and punishments,” approved November twenty-sixth, eighteen hundred and sixty-one—approved February 28, 1877.....	84
46	An Act to preserve wild game, and to repeal all other Acts in relation thereto—approved February 23, 1877.....	85
47	An Act making appropriations for deficiencies in the eleventh and twelfth fiscal years—approved February 23, 1877.....	86
48	An Act to amend an Act entitled “An Act entitled an Act to incorporate the Town of Gold Hill,” approved February twenty-first, eighteen hundred and seventy-three—approved February 28, 1877.....	87
49	An Act to prohibit animals from being ridden or driven over any toll or county bridge in this State faster than a walk—approved February 23, 1877.....	88
50	An Act supplementary to an Act entitled “An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto,” approved March second, eighteen hundred and seventy-five—approved February 24, 1877.....	89
51	An Act to amend an Act entitled “An Act concerning estray animals,” approved November eighth, eighteen hundred and sixty-one—approved February 26, 1877.....	90
52	An Act to amend an Act entitled “An Act to regulate the settlement of the estates of deceased persons,” approved November twenty-ninth, eighteen hundred and sixty-one—approved February 26, 1877.....	92
53	An Act to authorize and require the payment of rewards in certain cases—approved February 26, 1877.....	92
54	An Act to admit to probate a certain paper purporting to be the last will and testament of Thomas Sheehan—approved February 26, 1877	93
55	An Act to amend sections two and four of an Act entitled “An Act granting the right of way for a railroad from the mines of the Virginia City Coal Company, Lyon County, to Virginia City, Nevada, and intermediate points,” passed February twentieth, eighteen hundred and seventy-five—approved February 26, 1877.....	93
56	An Act to grant certain privileges to gas companies and others—approved February 26, 1877.....	94
57	An Act to amend an Act entitled “An Act to amend an Act to restrict gambling,” passed March fourth, eighteen hundred and sixty-nine, approved March fourth, eighteen hundred and seventy-five—approved February 28, 1877	94

Chapter..	TITLE OF ACT.	Page....
58	An Act to authorize the Board of County Commissioners of Storey County to issue bonds for certain purposes, and to provide for the payment of the same—approved February 28, 1877.....	95
59	An Act to create a Current Expense Fund for Esmeralda County—passed February 28, 1877.....	98
60	An Act to incorporate the Town of Eureka—approved March 1, 1877.....	99
61	An Act for the payment of the claim of Doctors Langdon and Clark, for the keeping, maintenance, and support of Mrs. Margaret Mott, an indigent insane person—approved March 1, 1877.....	108
62	An Act to authorize the County Commissioners of Elko County, Nevada, to pay the claim of James M. Mateer—approved March 1, 1877.....	108
63	An Act to repeal an Act entitled "An Act to regulate the Fire Department of the City of Virginia," approved February twentieth, eighteen hundred and sixty-four—approved March 1, 1877.....	109
64	An Act making appropriations for the support of the civil government of the State of Nevada for the thirteenth and fourteenth fiscal years—approved March 1, 1877.....	109
65	An Act to provide for the republication and stereotyping of certain volumes of the Reports of the Decisions of the Supreme Court—approved March 2, 1877	112
66	An Act to amend "An Act amendatory of and supplementary to an Act entitled 'An Act defining the time of commencing civil actions,' approved November twenty-first, eighteen hundred and sixty-one, and to repeal Acts amendatory of said Act, approved March fifth, eighteen hundred and sixty-seven"—approved March 2, 1877.....	114
67	An Act to provide for the purchase of certain supplies for State officers and attachés of the Legislature—approved March 2, 1877.....	115
68	An Act to amend an Act entitled "An Act to incorporate Carson City," approved February twenty-fifth, eighteen hundred and seventy-five—approved March 2, 1877.....	117
69	An Act to provide for the payment of certain claims against the State of Nevada therein mentioned—approved March 2, 1877.....	120
70	An Act to provide for the payment of Peter Cavanaugh, for expenditures of money made by him for the completion of the State Capitol of Nevada—approved March 2, 1877.....	122
71	An Act for the relief of Edward Laban—approved March 2, 1877.....	123
72	An Act authorizing District Judges to appoint Court Commissioners, defining their duties, and providing fees for the same—approved March 2, 1877.....	123
73	An Act to repeal an Act entitled "An Act to authorize the Board of County Commissioners of Storey County to issue bonds for certain purposes, and to provide for the payment of the same," approved January twenty-ninth, eighteen hundred and seventy-seven—approved March 2, 1877.....	124
74	An Act for the relief of Thomas Condon—approved March 2, 1877.....	125
75	An Act to appropriate money for the payment of certain claims against the State of Nevada—approved March 2, 1877.....	125

CHAPTER...	TITLE OF ACT.	PAGE.....
76	An Act to appropriate money for the payment of certain claims against the State of Nevada—approved March 2, 1877.....	126
77	An Act to appropriate money for the payment of certain claims against the State of Nevada—approved March 2, 1877.....	127
78	An Act providing for paying the services of the late Charles E. DeLong, in the Prison investigation case—approved March 2, 1877.....	132
79	An Act to prevent persons having a claim or claims against the State from presenting the same claim or claims a second time—approved March 2, 1877	132
80	An Act transferring the unappropriated balance in the State Building Fund to the General Fund of the State—approved March 2, 1877.....	132
81	An Act to provide for the payment of certain legislative expenses—approved March 2, 1877.....	133
82	An Act to prohibit the sale of ardent spirits to the Indians—approved March 2, 1877.....	133
83	An Act to incorporate Silver City, Lyon County, Nevada—approved March 2, 1877	134
84	An Act providing for the removal of county seats, and permanent location of the same—approved March 2, 1877.....	139
85	An Act to provide for the better enforcement of an Act to amend an Act entitled “An Act to prevent the destruction of fish,” approved March second, eighteen hundred and seventy-one, approved January twenty-sixth, eighteen hundred and seventy-seven—approved March 2, 1877.....	140
86	An Act to enable the Board of Commissioners for the care of the indigent insane to make certain provisions for the proper care of said insane—approved March 2, 1877	141
87	An Act to amend an Act in relation to highways, approved March fifteenth, eighteen hundred and seventy-five—approved March 2, 1877.....	141
88	An Act to repeal an Act entitled “An Act to authorize the Supreme Court, or the Justices thereof, to issue restraining orders pending the determination of appeals,” approved February sixteenth, eighteen hundred and seventy-seven, and to declare all proceedings thereunder of no force or effect—approved March 2, 1877.....	144
89	An Act to authorize the publication of the laws enacted by the Legislature of the State of Nevada—approved March 2, 1877.....	144
90	An Act authorizing the Board of County Commissioners of White Pine County, Nevada, to build a branch jail at Ward City, in said county, and to appropriate money for the same—approved March 2, 1877	145
91	An Act to reincorporate the City of Virginia, and to provide for the government thereof, and to repeal all other laws in relation thereto—approved March 2, 1877.....	145
92	An Act to create a Current Expense Fund for Nye County—passed March 2, 1877.....	159
93	An Act to amend an Act entitled “An Act to regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto,” approved March eighth, eighteen hundred and sixty-nine—approved March 5, 1877.....	160

Chapter..	TITLE OF ACT.	Page.....
94	An Act to authorize the County Commissioners of Eureka County to pay the claims of F. O. Gorman and William H. Long—approved March 5, 1877....	160
95	An Act to abolish the office of State Printer, and to provide for the public printing—approved March 5, 1877.....	161
96	An Act to redistrict the State of Nevada—approved March 5, 1877.....	164
97	An Act to amend an Act entitled "An Act in relation to the State Library," approved February fourteenth, eighteen hundred and sixty-five—approved March 5, 1877.....	166
98	An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act for the purpose of placing the finances of Lyon County upon a permanent cash basis, and to provide for the payment of the outstanding indebtedness of the said county,' approved February fourth, eighteen hundred and sixty-nine," approved February twenty-eighth, eighteen hundred and seventy-one—approved March 5, 1877.....	166
99	An Act to amend "An Act to regulate the settlement of the estates of deceased persons," approved November twenty-ninth, eighteen hundred and sixty-one—approved March 5, 1877.....	168
100	An Act to amend an Act entitled "An Act requiring State officers to prepare and transmit to the Legislature duplicates of all reports intended for publication," approved February twenty-seventh, eighteen hundred and seventy-one—approved March 5, 1877.....	168
101	An Act to extend the provisions of an Act entitled "An Act to incorporate the Grand Lodge of Free and Accepted Masons, the Grand Lodge of the Independent Order of Odd Fellows, and their subordinate lodges in this State," approved March third, eighteen hundred and sixty-five—approved March 5, 1877	169
102	An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March ninth, eighteen hundred and sixty-five, and of Acts amendatory thereof—approved March 5, 1877.....	169
103	An Act to prohibit the winning of money from persons who have no right to gamble it away—approved March 5, 1877.....	173
104	An Act to amend section four of an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March ninth, eighteen hundred and sixty-five—approved March 5, 1877.....	175
105	An Act providing for the taxation of mines that produce one ton or less a day of ore or mineral-bearing material, and to encourage the prospecting of undeveloped mines—approved March 5, 1877.....	175
106	An Act to amend an Act entitled "An Act more fully defining the duties and powers of the State Board of Regents in connection with the State University," approved March fifth, eighteen hundred and seventy-five—approved March 5, 1877.....	176
107	An Act to amend an Act entitled "An Act amendatory of an Act entitled 'An Act concerning juries,'" approved March fifth, eighteen hundred and seventy-five—approved March 5, 1877.....	176
108	An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act to provide revenue for the support of the government of the State of Nevada,'" approved March ninth, eighteen hundred and sixty-five, approved March sixth, eighteen hundred and seventy-five—approved March 5, 1877..	178
109	An Act to provide for the preservation of fish in the waters of this State—approved March 5, 1877	179

Chapter.	TITLE OF ACT.	Page.....
110	An Act concerning vagrancy and vagrants—approved March 5, 1877.....	181
111	An Act to amend an Act entitled "An Act concerning District Attorneys," approved March eleventh, eighteen hundred and sixty-five, approved February twenty-sixth, eighteen hundred and sixty-six, approved March eleventh, eighteen hundred and sixty-seven," approved February seventeenth, eighteen hundred and seventy-three—approved March 5, 1877.....	184
112	An Act to amend an Act entitled "An Act concerning juries," approved March fifth, eighteen hundred and seventy-three—approved March 5, 1877.....	185
113	An Act to amend an Act entitled "An Act to encourage the growth of forest trees"—approved March 5, 1877.....	185
114	An Act to amend an Act entitled "An Act concerning estray animals," approved November eighth, eighteen hundred and sixty-one—approved March 5, 1877.....	186
115	An Act to amend an Act entitled "An Act prescribing rules and regulations for the execution of the trust arising under the Act of Congress entitled 'An Act for the relief of the inhabitants of cities and towns upon the public lands,' approved March second, eighteen hundred and sixty-seven," approved February twentieth, eighteen hundred and sixty-nine—approved March 5, 1877	186
116	An Act amendatory of an Act entitled "An Act to provide for the maintenance and supervision of public schools," approved March twentieth, eighteen hundred and sixty-five, and of Acts amendatory thereof—approved March 5, 1877.....	187
117	An Act to provide for the payment of the State's proportion of the extraordinary expenses for assistant counsel, incurred in the several cases brought to enforce and resist the collection of the taxes on the proceeds of mines, during the twelfth fiscal year—approved March 8, 1877.....	190
118	An Act to provide for the purchase, for the benefit of the State School Fund, of the bonds of this State known as the Territorial bonds—approved March 8, 1877.....	191
119	An Act to create a Current Expense Fund for Lincoln County—passed March 14, 1877	193
120	An Act admitting Charles S. Queen, a minor, to practice law, upon examination and due proof of qualification, as provided by law—passed March 14, 1877	194
121	An Act to create a Current Expense Fund for White Pine County—passed March 14, 1877.....	195
122	An Act to authorize the School Trustees of School District Number Ten, in Washoe County, to issue bonds for the purpose of providing additional school buildings for said school district—passed March 14, 1877.....	196
123	An Act to authorize the County Commissioners of Esmeralda County to issue certain bonds, and to provide for the payment of the same—passed March 14, 1877.....	198
124	An Act to authorize the Board of County Commissioners of Washoe County to issue bonds for certain purposes—passed March 14, 1877.....	199
125	An Act to authorize the School Trustees of School District Number One, in the County of Elko, State of Nevada, to issue bonds for the purpose of providing additional school buildings for said school district—passed March 14, 1877	200

Chapter ..	TITLE OF ACT.	Page ..
126	An Act to create Inspectors, and to provide for the inspection of gas meters—passed March 14, 1877.....	202
127	An Act to authorize the County Commissioners of Storey County to issue bonds for school purposes in the Virginia and Gold Hill School Districts, and to provide for the payment of the same—passed March 14, 1877.....	203
128	An Act to grant the right of way for an endless wire rope railroad from a point in the City of Virginia, in the County of Storey, to a point in the Town of Gold Hill, in the same county, and protect the same—passed March 14, 1877	205

RESOLUTIONS AND MEMORIALS.

EIGHTH SESSION, 1877.

No.	TITLE.	Page
	ASSEMBLY RESOLUTIONS AND MEMORIALS.	
1	Concurrent Resolution relative to printing Governor's Message.....	211
2	Concurrent Resolution relative to visiting Insane Asylum at Woodbridge.....	211
3	Concurrent Resolution relative to the Standing Rules of the Legislature of this State, and providing for the printing and binding of the same.....	212
4	Concurrent Resolution relative to office hours of State Library.....	213
5	Concurrent Resolution relative to plans of State Prison at Reno...	213
6	Concurrent Resolution providing an amendment to the Constitution.....	213
7	Concurrent Resolution granting leave of absence to James Buckner.....	214
8	Concurrent Resolution granting leave of absence to R. L. Chase.....	214
9	Joint Memorial and Resolution relative to Pyramid Lake Reservation, in the State of Nevada.....	215
10	Concurrent Resolution relative to appointing committee to prepare bill fixing salaries of State officers.....	216
11	Concurrent Resolution appointing committee to visit State University.....	216
12	Concurrent Resolution giving further time to Committee on Insane.....	216
13	Joint Resolution asking for the annexation of a portion of Utah Territory to Nevada	216
14	Concurrent Resolution granting leave of absence to T. Campbell.....	217
15	Concurrent Resolution granting leave of absence to J. B. Williamson.....	217
16	Concurrent Resolution granting leave of absence to P. B. Comstock.....	218
17	Concurrent Resolution granting leave of absence to A. J. Sheppard.....	218
18	Joint Memorial in relation to the Walker River Reservation, in the State of Nevada.....	218
19	Memorial and Joint Resolution relative to public lands in the State of Nevada	219
20	Concurrent Resolution relative to printing report of Committee on Insane.....	220
21	Concurrent Resolution granting leave of absence to George Nicholl.....	220
22	Joint Resolution relative to mail service between Eureka and Belmont.....	220

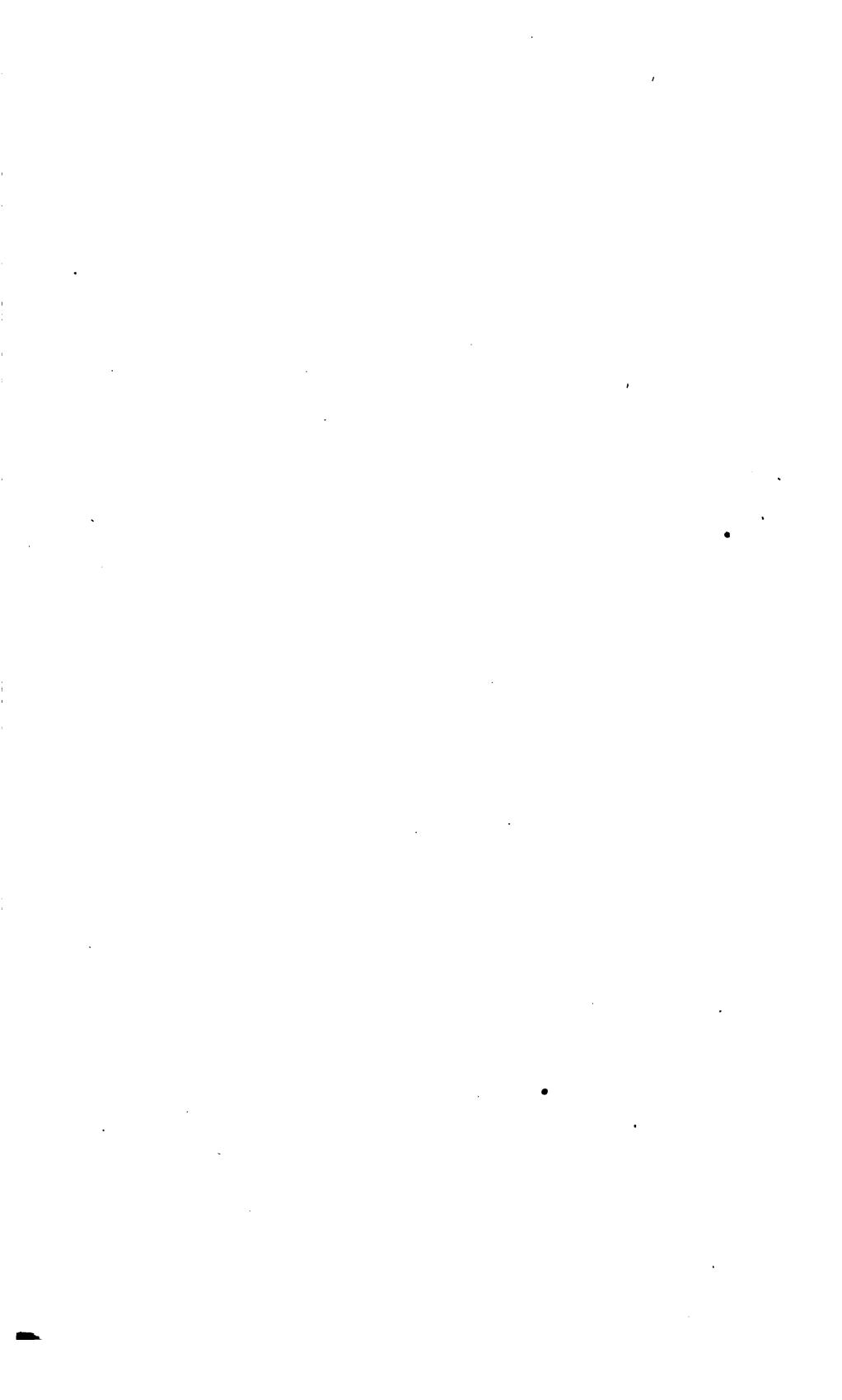
N ^o	TITLE.	P. 23 24 25 26 27
23	Concurrent Resolution in relation to an amendment to the Constitution of the State of Nevada.....	221
24	Concurrent Resolution granting leave of absence to Richard Ryland.....	221
25	Joint Resolution relative to the protection of fish in the Truckee River and its branches	221
26	Joint Memorial and Resolution relative to establishing a mail route from Dayton to Belleville in this State.....	222
27	Concurrent Resolution complimenting General Grant.....	223

SENATE RESOLUTIONS.

1	Concurrent Resolution relative to printing Census Report.....	223
2	Concurrent Resolution granting leave of absence to John Horn.....	224
3	Joint Resolution relative to granting pensions to the surviving veterans of the Mexican war.....	224
4	Concurrent Resolution asking for report of Centennial Commissioners.....	224
5	Concurrent Resolution directing the Secretary of State to forward copies of Statutes to Hon. J. P. Jones..	225
6	Concurrent Resolution relative to printing report of Superintendent of Public Instruction.....	225
7	Concurrent Resolution relative to printing report of Surveyor General.....	225
8	Concurrent Resolution relative to printing report of Prison Warden..	226
9	Concurrent Resolution directing Secretary of State to return Senate Bill No. 32	226
10	Concurrent Resolution relative to printing report of Commissioners of Insane	226
11	Concurrent Resolution relative to printing report of Secretary of State.....	227
12	Concurrent Resolution relative to printing report of Adjutant General.....	227
13	Concurrent Resolution relative to printing report of Capitol Commissioners....	227
14	Concurrent Resolution suspending the printing of the Census Report.....	227
15	Concurrent Resolution relative to electing a State Prison Warden.....	228
16	Concurrent resolution granting leave of absence to David McKee.....	228
17	Joint Resolution relative to public lands granted by Congress to the State of Nevada	228
18	Concurrent Resolution relative to printing Mineralogist's report.....	229

No.....	TITLE.	Page.....
19	Concurrent Resolution granting leave of absence to F. H. Harmon.....	229
20	Concurrent Resolution granting leave of absence to D. A. Folks.....	229
21	Concurrent Resolution granting leave of absence to T. E. Kelley.....	230
22	Concurrent Resolution granting leave of absence to William Hill.....	230

CONSTITUTION OF THE STATE OF NEVADA.



CONSTITUTION OF THE STATE OF NEVADA.

PRELIMINARY ACTION.

WHEREAS, The Act of Congress, approved March twenty-first, A. D. eighteen hundred and sixty four, "To enable the People of the Territory of Nevada to form a Constitution and State Government, and for the admission of such State into the Union on an equal footing with the original States," requires that the members of the Convention for framing such Constitution shall, after organization, on behalf of the people of said Territory, adopt the Constitution of the United States; therefore, be it

Resolved, That the members of this Convention, elected by the authority of the aforesaid Enabling Act of Congress, assembled in Carson City, the Capital of said Territory of Nevada, and immediately subsequent to its organization, do adopt, on behalf of the people of said Territory, the Constitution of the United States.

ORDINANCE.

In obedience to the requirements of an Act of the Congress of the United States, approved March twenty-first, A. D. eighteen hundred and sixty-four, to enable the people of Nevada to form a Constitution and State Government, this Convention, elected and convened in obedience to said Enabling Act, do ordain as follows—and this ordinance shall be irrevocable, without the consent of the United States and the people of the State of Nevada:

First—That there shall be in this State neither slavery nor involuntary servitude, otherwise than in the punishment for crimes, whereof the party shall have been duly convicted.

Second—That perfect toleration of religious sentiment shall be secured, and no inhabitant of said State shall ever be molested, in person or property, on account of his or her mode of religious worship.

Third—That the people inhabiting said Territory do agree, and declare, that they forever disclaim all right and title to

Right and
title to pub-
lie lands
disclaimed

United
States
lands
exempt
from
taxation.

the unappropriated public lands lying within said Territory, and that the same shall be and remain at the sole and entire disposition of the United States; and that lands belonging to citizens of the United States residing without the said State, shall never be taxed higher than the land belonging to residents thereof; and that no taxes shall be imposed by said State on lands or property therein belonging to, or which may hereafter be purchased by, the United States.

P R E A M B L E .

We, the people of the State of Nevada, grateful to Almighty God for our freedom, in order to secure its blessings, insure domestic tranquillity, and form a more perfect Government, do establish this

C O N S T I T U T I O N .

A R T I C L E I .

D E C L A R A T I O N O F R I G H T S .

SECTION 1. All men are, by nature, free and equal, and have certain inalienable rights, among which are those of enjoying and defending life and liberty; acquiring, possessing, and protecting property, and pursuing and obtaining safety and happiness.

SEC. 2. All political power is inherent in the people. Government is instituted for the protection, security, and benefit of the people; and they have the right to alter or reform the same whenever the public good may require it. But the paramount allegiance of every citizen is due to the Federal Government, in the exercise of all its Constitutional powers, as the same have been, or may be, defined by the Supreme Court of the United States, and no power exists in the people of this or any other State of the Federal Union to dissolve their connection therewith, or perform any act tending to impair, subvert, or resist the supreme authority of the Government of the United States. The Constitution of the United States confers full power on the Federal Government to maintain and perpetuate its existence, and whensoever any portion of the States, or people thereof, attempt to secede from the Federal Union, or forcibly resist the execution of its laws, the Federal Government may, by warrant of the Constitution, employ armed force in compelling obedience to its authority.

Powers of
Federal
Govern-
ment.

Right of
trial by
jury.

SEC. 3. The right of trial by jury shall be secured to all, and remain inviolate forever; but a jury trial may be waived by the parties in all civil cases, in the manner to be prescribed by law; and in civil cases, if three fourths of the jurors agree upon a verdict, it shall stand, and have the same force and effect as a verdict by the whole jury; *provided*, the Legislature, by a law passed by a two thirds vote of all the members elected to

each branch thereof, may require a unanimous verdict, notwithstanding this provision.

SEC. 4. The free exercise and enjoyment of religious profession and worship, without discrimination or preference, shall forever be allowed in this State; and no person shall be rendered incompetent to be a witness on account of his opinions on matters of his religious belief; but the liberty of conscience hereby secured shall not be so construed as to excuse acts of licentiousness, or justify practices inconsistent with the peace or safety of this State.

SEC. 5. The privilege of the writ of *habeas corpus* shall not be suspended, unless, when in cases of rebellion or invasion, the public safety may require its suspension.

SEC. 6. Excessive bail shall not be required, nor excessive fines imposed; nor shall cruel or unusual punishments be inflicted; nor shall witnesses be unreasonably detained.

SEC. 7. All persons shall be bailable by sufficient sureties; unless for capital offenses, when the proof is evident, or the presumption great.

SEC. 8. No person shall be tried for a capital or other infamous crime (except in cases of impeachment, and in cases of the militia when in actual service, and the land and naval forces in time of war, or which this State may keep with the consent of Congress in time of peace, and in cases of petit larceny, under the regulation of the Legislature), except on presentment or indictment of a Grand Jury; and in any trial in any Court whatever, the party accused shall be allowed to appear and defend in person, and with counsel, as in civil actions. No person shall be subject to be twice put in jeopardy for the same offense; nor shall he be compelled, in any criminal case, to be a witness against himself; nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use without just compensation having been first made or secured, except in cases of war, riot, fire, or great public peril, in which case compensation shall be afterward made.

SEC. 9. Every citizen may freely speak, write, and publish his sentiments on all subjects, being responsible for the abuse of that right; and no law shall be passed to restrain or abridge the liberty of speech or of the press. In all criminal prosecutions, and civil actions for libels, the truth may be given in evidence to the jury, and if it shall appear to the jury that the matter charged as libelous is true, and was published with good motives, and for justifiable ends, the party shall be acquitted or exonerated.

SEC. 10. The people shall have the right freely to assemble together to consult for the common good, to instruct their representatives, and to petition the Legislature for redress of grievances.

SEC. 11. The military shall be subordinate to the civil power. Standing No standing army shall be maintained by this State in time of peace, and in time of war no appropriation for a standing army shall be for a longer time than two years.

Apportionment of representation. SEC. 12. No soldier shall, in time of peace, be quartered in any house without the consent of the owner, nor in time of war, except in the manner to be prescribed by law.

Privileges of debtors. SEC. 13. Representation shall be apportioned according to population.

SEC. 14. The privilege of the debtor to enjoy the necessary comforts of life shall be recognized by wholesome laws, exempting a reasonable amount of property from seizure or sale for payment of any debts or liabilities hereafter contracted; and there shall be no imprisonment for debt, except in cases of fraud, libel, or slander, and no person shall be imprisoned for a militia fine in time of peace.

Ex post facto law. SEC. 15. No bill of attainder, *ex post facto* law, or law impairing the obligation of contracts, shall ever be passed.

Rights of bona fide residents. SEC. 16. Foreigners who are; or who may hereafter become, *bona fide* residents of this State, shall enjoy the same rights in respect to the possession, enjoyment, and inheritance of property as native-born citizens.

Slavery prohibited. SEC. 17. Neither slavery nor involuntary servitude, unless for the punishment of crimes, shall ever be tolerated in this State.

Rights against seizures and searches. SEC. 18. The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable seizures and searches, shall not be violated; and no warrant shall issue but on probable cause, supported by oath or affirmation, particularly describing the place or places to be searched, and the person or persons, and thing or things to be seized.

Treason, of what to consist. SEC. 19. Treason against the State shall consist only in levying war against it, adhering to its enemies, or giving them aid and comfort. And no person shall be convicted of treason unless on the testimony of two witnesses to the same overt act, or on confession in open Court.

SEC. 20. This enumeration of rights shall not be construed to impair or deny others retained by the people.

ARTICLE II.

RIGHT OF SUFFRAGE.

Right of suffrage, who entitled. SECTION 1. Every white male citizen of the United States (not laboring under the disabilities named in this Constitution), of the age of twenty-one years and upwards, who shall have actually and not constructively resided in the State six months, and in the district or county thirty days next preceding any election, shall be entitled to vote for all officers that now are or hereafter may be elected by the people, and upon all questions submitted to the electors at such election; *provided*, that no person who has been or may be convicted of treason or felony in any State or Territory of the United States, unless restored to civil rights, and no person who, after arriving at the age of eighteen years, shall have voluntarily borne arms against the United States, or held civil or military office under the so-called Confederate States, or either of them, unless an amnesty be granted to such by the Federal Government, and

no idiot or insane person shall be entitled to the privilege of an elector.

SEC. 2. For the purpose of voting, no person shall be deemed to have gained or lost a residence by reason of his presence or absence while employed in the service of the United States, nor while engaged in the navigation of the waters of the United States, or of the high seas; nor while a student of any seminary of learning; nor while kept at any almshouse or other asylum, at public expense; nor while confined in any public prison.

SEC. 3. The right of suffrage shall be enjoyed by all persons otherwise entitled to the same, who may be in the military or naval service of the United States; *provided*, that the votes so cast shall be made to apply to the county and township of which said voters were *bona fide* residents at the time of their enlistment; *and, provided further*, that the payment of a poll tax or a registration of such voters shall not be required as a condition to the right of voting. Provision shall be made by law regulating the manner of voting, holding elections, and making returns of such elections, wherein other provisions are not contained in this Constitution.

SEC. 4. During the day on which any general election shall be held in this State, no qualified elector shall be arrested by virtue of any civil process.

SEC. 5. All elections by the people shall be by ballot, and all elections by the Legislature, or by either branch thereof, shall be *viva voce*.

SEC. 6. Provision shall be made by law for the registration of the names of the electors within the counties of which they may be residents, and for the ascertainment, by proper proofs, of the persons who shall be entitled to the right of suffrage, as hereby established, to preserve the purity of elections, and to regulate the manner of holding and making returns of the same; and the Legislature shall have power to prescribe by law any other or further rules or oaths as may be deemed necessary, as a test of electoral qualification.

SEC. 7. The Legislature shall provide by law for the payment of an annual poll tax of not less than two nor exceeding four dollars from each male person resident in the State, between the ages of twenty-one and sixty years (uncivilized American Indians excepted), one half to be applied for State and one half for county purposes; and the Legislature may, in its discretion, make such payment a condition to the right of voting.

SEC. 8. All persons qualified by law to vote for representatives to the General Assembly of the Territory of Nevada on the twenty-first day of March, A. D. eighteen hundred and sixty-four, and all other persons who may be lawful voters in said Territory on the first Wednesday of September next following, shall be entitled to vote directly upon the question of adopting or rejecting this Constitution.

ARTICLE III.

DISTRIBUTION OF POWERS.

Powers restricted. SECTION 1. The powers of the Government of the State of Nevada shall be divided into three separate departments—the Legislative, the Executive, and the Judicial; and no persons charged with the exercise of powers properly belonging to one of these departments, shall exercise any functions appertaining to either of the others, except in the cases herein expressly directed or permitted.

ARTICLE IV.

LEGISLATIVE DEPARTMENT.

How vested SECTION 1. The Legislative authority of this State shall be vested in a Senate and Assembly, which shall be designated **Where held** "The Legislature of the State of Nevada," and the sessions of such Legislature shall be held at the seat of government of the State.

Sessions. SEC. 2. The sessions of the Legislature shall be biennial, and shall commence on the first Monday of January next ensuing the election of members of the Assembly, unless the Governor of the State shall, in the interim, convene the Legislature by proclamation.

Assemblymen, when chosen. SEC. 3. The members of the Assembly shall be chosen biennially, by the qualified electors of their respective districts, on the Tuesday next after the first Monday in November, and their term of office shall be two years from the day next after their election.

Senators, when chosen. Term of office. SEC. 4. Senators shall be chosen at the same time and places as members of the Assembly, by the qualified electors of their respective districts, and their term of office shall be four years from the day next after their election.

Senators and Assemblymen, qualifications of. SEC. 5. Senators and members of the Assembly shall be duly qualified electors in the respective counties and districts which they represent, and the number of Senators shall not be less than one third nor more than one half of that of the members of the Assembly.

Right to judge of qualifications. SEC. 6. Each House shall judge of the qualifications, elections, and returns of its own members, choose its own officers (except the President of the Senate), determine the rules of its proceedings, and may punish its members for disorderly conduct, and, with the concurrence of two thirds of all the members elected, expel a member.

May punish for contempt, etc. SEC. 7. Either House, during the session, may punish, by imprisonment, any person not a member who shall have been guilty of disrespect to the House by disorderly or contemptuous behavior in its presence; but such imprisonment shall not extend beyond the final adjournment of the session.

SEC. 8. No Senator or member of Assembly shall, during the term for which he shall have been elected, nor for one year

thereafter, be appointed to any civil office of profit under this Not State which shall have been created, or the emoluments of eligible to which shall have been increased, during such term, except such ment to office as may be filled by elections by the people. civil office.

SEC. 9. No person holding any lucrative office under the Who not Government of the United States, or any other power, shall be eligible to eligible to any civil office of profit under this State; provided, office. that Postmasters whose compensation does not exceed five hundred dollars per annum, or Commissioners of Deeds, shall not be deemed as holding a lucrative office.

SEC. 10. Any person who shall be convicted of the embezzle- When dis- ment or defalcation of the public funds of this State, or who qualified. may be convicted of having given or offered a bribe to procure his election or appointment to office, or received a bribe to aid in the procurement of office for any other person, shall be disqualified from holding any office of profit or trust in this State; and the Legislature shall, as soon as practicable, provide by law for the punishment of such defalcation, bribery, or embezzlement, as a felony.

SEC. 11. Members of the Legislature shall be privileged from Members arrest on civil process during the session of the Legislature, exempt from arrest. and for fifteen days next before the commencement of each session.

SEC. 12. When vacancies occur in either House, the Governor Vacancies, shall issue writs of election to fill such vacancy. how filled.

SEC. 13. A majority of all the members elected to each Quorum. House shall constitute a quorum to transact business, but a smaller number may adjourn from day to day, and may compel the attendance of absent members in such manner and under such penalties as each House may prescribe.

SEC. 14. Each House shall keep a journal of its own pro- Journal required. ceedings, which shall be published, and the yeas and nays of the members of either House on any question, shall, at the desire of any three members present, be entered on the journal.

SEC. 15. The doors of each House shall be kept open during its session, except the Senate while sitting in executive session; and neither shall, without the consent of the other, adjourn for more than three days, nor to any other place than that in which they may be holding their sessions. Doors may be closed.

SEC. 16. Any bill may originate in either House of the Where Legislature, and all bills passed by one may be amended in the bills may originate. other.

SEC. 17. Each law enacted by the Legislature shall embrace Laws, what to embrace. but one subject and matter properly connected therewith, which subject shall be briefly expressed in the title; and no law shall be revised or amended by reference to its title only; but, in such case, the Act as revised, or section as amended, shall be reenacted and published at length.

SEC. 18. Every bill shall be read by sections on three several Bills, how days in each House, unless in case of emergency two thirds read. of the House where such bill may be pending shall deem it expedient to dispense with this rule; but the reading of a bill by sections, on its final passage, shall in no case be dispensed

- How passed.** with, and the vote on the final passage of every bill or joint resolution shall be taken by yeas and nays, to be entered on the journals of each House; and a majority of all the members elected to each House shall be necessary to pass every bill or joint resolution, and all bills or joint resolutions so passed shall be signed by the presiding officers of the respective Houses, and by the Secretary of the Senate and Clerk of the Assembly.
- How signed.**
- Money, how to be drawn.** SEC. 19. No money shall be drawn from the Treasury but in consequence of appropriations made by law. An accurate statement of the receipts and expenditures of the public money shall be attached to and published with the laws at every regular session of the Legislature.
- Legislation restricted.** SEC. 20. The Legislature shall not pass local or special laws in any of the following enumerated cases, that is to say:
- Regulating the jurisdiction and duties of Justices of the Peace and of Constables;
 - For the punishment of crimes and misdemeanors;
 - Regulating the practice of Courts of justice;
 - Providing for changing the venue in civil and criminal cases;
 - Granting divorces;
 - Changing the names of persons;
 - Vacating roads, town plots, streets, alleys, and public squares;
 - Summoning and impaneling grand and petit juries and providing for their compensation;
 - Regulating county and township business;
 - Regulating the election of county and township officers;
 - For the assessment and collection of taxes for State, county, and township purposes;
 - Providing for opening and conducting elections of State, county, or township officers, and designating the places of voting;
 - Providing for the sale of real estate belonging to minors or other persons laboring under legal disabilities.
- Laws to be general.** SEC. 21. In all cases enumerated in the preceding section, and in all other cases where a general law can be made applicable, all laws shall be general and of uniform operation throughout the State.
- Suits against the State.** SEC. 22. Provision may be made by general law for bringing suit against the State, as to all liabilities originating after the adoption of this Constitution.
- Enacting clause.** SEC. 23. The enacting clause of every law shall be as follows: "The People of the State of Nevada, represented in Senate and Assembly, do enact as follows," and no law shall be enacted except by bill.
- Lotteries prohibited.** SEC. 24. No lottery shall be authorized by this State, nor shall the sale of lottery tickets be allowed.
- County and township government.** SEC. 25. The Legislature shall establish a system of county and township government, which shall be uniform throughout the State.
- County Commissioners.** SEC. 26. The Legislature shall provide by law for the election of a Board of County Commissioners in each county, and such County Commissioners shall, jointly and individually, perform such duties as may be prescribed by law.
- Jury service.** SEC. 27. Laws shall be made to exclude from serving on juries all persons not qualified electors of this State, and all

persons who shall have been convicted of bribery, perjury, forgery, larceny, or other high crimes, unless restored to civil rights; and laws shall be passed regulating elections, and prohibiting, under adequate penalties, all undue influence thereon from power, bribery, tumult, or other improper practice. Elections.

SEC. 28. No money shall be drawn from the State Treasury as salary or compensation to any officer or employé of the Legislature, or either branch thereof, except in cases where such salary or compensation has been fixed by a law in force prior to the election or appointment of such officer or employé, and the salary or compensation so fixed shall neither be increased nor diminished so as to apply to any officer or employé of the Legislature, or either branch thereof, at such session: *provided*, that this restriction shall not apply to the first session of the Legislature.

SEC. 29. The first regular session of the Legislature, under this Constitution, may extend to ninety days, but no subsequent regular session shall exceed sixty days, nor any special session, convened by the Governor, exceed twenty days. Time of sessions.

SEC. 30. A homestead, as provided by law, shall be exempt from forced sale under any process of law, and shall not be alienated without the joint consent of husband and wife, when that relation exists; but no property shall be exempt from sale for taxes or for the payment of obligations contracted for the purchase of said premises, or for the erection of improvements thereon; *provided*, the provisions of this section shall not apply to any process of law obtained by virtue of a lien given by the consent of both husband and wife; and laws shall be enacted providing for the recording of such homestead within the county in which the same shall be situated. Home-steads exempt from forced sale.

SEC. 31. All property, both real and personal, of the wife, owned or claimed by her before marriage, and that acquired afterward by gift, devise, or descent, shall be her separate property; and laws shall be passed more clearly defining the rights of the wife in relation, as well to her separate property as to that held in common with her husband. Laws shall also be passed providing for the registration of the wife's separate property. Wife to hold property. Registration.

SEC. 32. The Legislature shall provide for the election, by the people, of a Clerk of the Supreme Court, County Clerks, County Recorders, who shall be ex officio County Auditors, District Attorneys, Sheriffs, County Surveyors, Public Administrators, and other necessary officers, and fix, by law, their duties and compensation. County Clerks shall be ex officio Clerks of the Courts of record, and of the Boards of County Commissioners, in and for their respective counties. Officers. provision to be made for election of.

SEC. 33. The members of the Legislature shall receive for their services, a compensation to be fixed by law, and paid out of the public Treasury; but no increase of such compensation shall take effect during the term for which the members of either House shall have been elected; *provided*, that an appropriation may be made for the payment of such actual expenses as members of the Legislature may incur for postage, express charges, newspapers, and stationery, not exceeding the sum of sixty dollars for any general or special session, to each member; Compensation.

and, furthermore provided, that the Speaker of the Assembly, and Lieutenant Governor as President of the Senate, shall each, during the time of their actual attendance as such presiding officers, receive an additional allowance of two dollars per diem.

United
States
Senators,
how elected

SEC. 34. In all elections for United States Senators, such elections shall be held in Joint Convention of both Houses of the Legislature. It shall be the duty of the Legislature which convenes next preceding the expiration of the term of such Senator, to elect his successor. If a vacancy in such Senatorial representation, from any cause occur, it shall be the duty of the Legislature then in session, or at the succeeding session thereof, to supply such vacancy. If the Legislature shall, at any time, as herein provided, fail to unite in a Joint Convention within twenty days after the commencement of the session of the Legislature, for the election [of] such Senator, it shall be the duty of the Governor, by proclamation, to convene the two Houses of the Legislature in Joint Convention within not less than five days nor exceeding ten days from the publication of his proclamation; and the Joint Convention, when so assembled, shall proceed to elect the Senator as herein provided.

Bill, when
to become
a law.

SEC. 35. Every bill which may have passed the Legislature shall, before it becomes a law, be presented to the Governor. If he approve it, he shall sign it; but if not, he shall return it, with his objections, to the House in which it originated, which House shall cause such objections to be entered upon its journal, and proceed to reconsider it. If, after such reconsideration, it again pass both Houses by yeas and nays, by a vote of two thirds of the members elected to each House, it shall become a law, notwithstanding the Governor's objections. If any bill shall not be returned within five days after it shall have been presented to him (Sunday excepted), exclusive of the day on which he received it, the same shall be a law in like manner as if he had signed it, unless the Legislature, by its final adjournment, prevent such return, in which case it shall be a law, unless the Governor, within ten days next after the adjournment (Sunday excepted), shall file such bill, with his objections thereto, in the office of the Secretary of State, who shall lay the same before the Legislature at its next session, in like manner as if it had been returned by the Governor; and if the same shall receive the vote of two thirds of the members elected to each branch of the Legislature, upon a vote taken by yeas and nays, to be entered upon the journals of each House, it shall become a law.

ARTICLE V.

EXECUTIVE DEPARTMENT.

Supreme
power, in
whom
vested.

How
elected,
and term
of office.

SECTION 1. The supreme executive power of this State shall be vested in a chief magistrate, who shall be Governor of the State of Nevada.

SEC. 2. The Governor shall be elected by the qualified electors at the time and places of voting for members of the Legislature, and shall hold his office for four years from the time of his installation, and until his successor shall be qualified.

SEC. 3. No person shall be eligible to the office of Governor who is not a qualified elector, and who, at the time of such election, has not attained the age of twenty-five years, and who, except at the first election under the Constitution, shall not have been a citizen resident of this State for two years next preceding the election.

SEC. 4. The returns of every election for Governor, and other State officers voted for at the general election, shall be sealed up and transmitted to the seat of government, directed to the Secretary of State; and on the third Monday of December succeeding such election, the Chief Justice of the Supreme Court, and the Associate Justices, or a majority thereof, shall meet at the office of the Secretary of State, and open and canvass the election returns for Governor and all other State officers, and forthwith declare the result and publish the names of the persons elected. The persons having the highest number of votes for the respective offices shall be declared elected; but in case any two or more have an equal and the highest number of votes for the same office, the Legislature shall, by joint vote of both Houses, elect one of said persons to fill said office. Who elected.

SEC. 5. The Governor shall be Commander-in-Chief of the military forces of this State, except when they shall be called into the service of the United States. Commander-in-Chief.

SEC. 6. He shall transact all executive business with the officers of the government, civil and military, and may require information in writing from the officers of the Executive Department, upon any subject relating to the duties of their respective offices. Duties of Governor.

SEC. 7. He shall see that the laws are faithfully executed.

SEC. 8. When any office shall, from any cause, become vacant, and no mode is provided by the Constitution and laws for filling such vacancy, the Governor shall have the power to fill such vacancy by granting a commission, which shall expire at the next election and qualification of the person elected to such office. Vacancies in office. How filled.

SEC. 9. The Governor may, on extraordinary occasions, convene the Legislature, by proclamation, and shall state to both Houses, when organized, the purpose for which they have been convened; and the Legislature shall transact no legislative business except that for which they were specially convened, or such other legislative business as the Governor may call to the attention of the Legislature while in session. May convene Legislature.

SEC. 10. He shall communicate, by message, to the Legislature, at every regular session, the condition of the State, and recommend such measures as he may deem expedient. Communications, how made.

SEC. 11. In case of a disagreement between the two Houses, with respect to the time of adjournment, the Governor shall adjourn the Legislature to such time as he may think proper; *provided*, it be not beyond the time fixed for the meeting of the next Legislature. Power to adjourn.

SEC. 12. No person shall, while holding any office under the United States Government, hold the office of Governor, except as herein expressly provided. Who not eligible to office of Governor.

Powers of Governor. SEC. 13. The Governor shall have the power to suspend the collection of fines and forfeitures, and grant reprieves for a period not exceeding sixty days, dating from the time of conviction, for all offenses, except in cases of impeachment. Upon conviction for treason, he shall have power to suspend the execution of the sentence until the case shall be reported to the Legislature at its next meeting, when the Legislature shall either pardon, direct the execution of the sentence, or grant a further reprieve. And if the Legislature should fail or refuse to make final disposition of such case, the sentence shall be enforced at such time and place as the Governor, by his order, may direct. The Governor shall communicate to the Legislature, at the beginning of every session, every case of fine or forfeiture remitted, or reprieve, pardon, or commutation granted, stating the name of the convict, the crime of which he was convicted, the sentence, its date, and the date of the remission, commutation, pardon, or reprieve.

Who may remit fines and grant pardons SEC. 14. The Governor, Justices of the Supreme Court, and Attorney General, or a major part of them, of whom the Governor shall be one, may, upon such conditions and with such limitations and restrictions as they may think proper, remit fines and forfeitures, commute punishments, and grant pardons, after convictions, in all cases except treason and impeachment, subject to such regulations as may be provided by law relative to the manner of applying for pardons.

State seal. SEC. 15. There shall be a seal of this State, which shall be kept by the Governor, and used by him officially, and shall be called "The Great Seal of the State of Nevada."

Grants and commissions to be in the name of the State. SEC. 16. All grants and commissions shall be in the name and by the authority of the State of Nevada, sealed with the Great Seal of the State, signed by the Governor, and countersigned by the Secretary of State.

Lieutenant Governor, how elected. SEC. 17. A Lieutenant Governor shall be elected at the same time and places and in the same manner as the Governor, and his term of office and his eligibility shall also be the same. He shall be President of the Senate, but shall only have a casting vote therein. If, during a vacancy of the office of Governor, the Lieutenant Governor shall be impeached, displaced, resign, die, or become incapable of performing the duties of the office, or be absent from the State, the President *pro tempore* of the Senate shall act as Governor, until the vacancy be filled or the disability cease.

When duties of Governor shall devolve on Lieutenant. SEC. 18. In case of the impeachment of the Governor, or his removal from office, death, inability to discharge the duties of the said office, resignation, or absence from the State, the powers and duties of the office shall devolve upon the Lieutenant Governor for the residue of the term, or until the disability shall cease. But when the Governor shall, with the consent of the Legislature, be out of the State in time of war, and at the head of any military force thereof, he shall continue Commander-in-Chief of the military forces of the State.

Secretary of State, Controller, Treasurer, and Attorney General, who eligible. SEC. 19. A Secretary of State, a Treasurer, a Controller, a Surveyor General, and an Attorney General, shall be elected at the same time and places and in the same manner as the Governor. The term of office of each shall be the same as is pre-

scribed for the Governor. Any elector shall be eligible to either of said offices.

SEC. 20. The Secretary of State shall keep a true record of the official acts of the Legislative and Executive Departments of the Government, and shall, when required, lay the same, and all matters relative thereto, before either branch of the Legislature.

SEC. 21. The Governor, Secretary of State, and Attorney General shall constitute a Board of State Prison Commissioners, which Board shall have such supervision of all matters connected with the State Prison as may be provided by law. They shall also constitute a Board of Examiners, with power to examine all claims against the State (except salaries or compensation of officers fixed by law), and perform such other duties as may be prescribed by law. And no claim against the State (except salaries or compensation of officers fixed by law), shall be passed upon by the Legislature, without having been considered and acted upon by said "Board of Examiners."

SEC. 22. The Secretary of State, State Treasurer, State Con-troller, Surveyor General, Attorney General, and Superintendent of Public Instruction, shall perform such other duties as may be prescribed by law.

ARTICLE VI.

JUDICIAL DEPARTMENT.

SECTION 1. The Judicial power of this State shall be vested Courts. in a Supreme Court, District Courts, and in Justices of the Peace. The Legislature may also establish Courts for municipal purposes only, in incorporated cities and towns.

SEC. 2. The Supreme Court shall consist of a Chief Justice Supreme Court. and two Associate Justices, a majority of whom shall constitute a quorum; *provided*, that the Legislature, by a majority of all the members elected to each branch thereof, may provide for the election of two additional Associate Justices, and if so increased, three shall constitute a quorum. The concurrence Quorum. of a majority of the whole Court shall be necessary to render a decision.

SEC. 3. The Justices of the Supreme Court shall be elected How and by the qualified electors of the State at the general election, when elected, and shall hold office for the term of six years from and includ-ing the first Monday of January next succeeding their election; *provided*, that there shall be elected, at the first election under this Constitution, three Justices of the Supreme Court, who shall hold office from and including the first Monday of Decem-ber, A. D. eighteen hundred and sixty-four, and continue in office thereafter two, four, and six years, respectively, from and including the first Monday of January next succeeding their election. They shall meet as soon as practicable after their election and qualification, and at their first meeting shall determine, by lot, the term of office each shall fill, and the Justice drawing the shortest term shall be Chief Justice; and after the expiration of his term, the one having the next shortest term

Chief Justice. shall be Chief Justice, after which the senior Justice in commission shall be Chief Justice. And in case the commission of any two or more of said Justices shall bear the same date, they shall determine, by lot, who shall be Chief Justice.

Jurisdiction of Court. SEC. 4. The Supreme Court shall have appellate jurisdiction in all cases in equity; also, in all cases at law in which is involved the title or right of possession to, or the possession of, real estate or mining claims, or the legality of any tax, impost, assessment, toll, or municipal fine, or in which the demand (exclusive of interest), or the value of the property in controversy, exceeds three hundred dollars; also, in all other civil cases not included in the general subdivisions of law and equity, and also on questions of law alone, in all criminal cases in which the offense charged amounts to felony. The Court shall also have power to issue writs of mandamus, certiorari, prohibition, quo warranto, and habeas corpus, and also all writs necessary or proper to the complete exercise of its appellate jurisdiction. Each of the Justices shall have power to issue writs of habeas corpus to any part of the State, upon petition by, or on behalf of, any person held in actual custody, and may make such writs returnable before himself or the Supreme Court, or before any District Court in the State, or before any Judge of said Courts.

Judicial Districts. SEC. 5. The State is hereby divided into nine Judicial Districts, of which the County of Storey shall constitute the first; the County of Ormsby the second; the County of Lyon the third; the County of Washoe the fourth; the Counties of Nye and Churchill the fifth; the County of Humboldt the sixth; the County of Lander the seventh; the County of Douglas the eighth; and the County of Esmeralda the ninth. The County of Roop shall be attached to the County of Washoe for judicial purposes, until otherwise provided by law. The Legislature may, however, provide by law for an alteration in the boundaries or divisions of the districts herein prescribed, and also for increasing or diminishing the number of the Judicial Districts and Judges therein. But no such change shall take effect, except in case of a vacancy, or the expiration of the term of an incumbent of the office. At the first general election under

May be altered. this Constitution, there shall be elected in each of the respective districts (except as in this section hereafter otherwise provided), one District Judge, who shall hold office from and including the first Monday of December, A. D. eighteen hundred and sixty-four, and until the first Monday of January, in the year eighteen hundred and sixty-seven; after the said first election, there shall be elected at the general election which immediately precedes the expiration of the term of his predecessor, one District Judge in each of the respective Judicial Districts (except in the First District, as in this section herein-after provided). The District Judges shall be elected by the qualified electors of their respective districts, and shall hold office for the term of four years (excepting those elected at said first election) from and including the first Monday of January next succeeding their election and qualification; provided, that the First Judicial District shall be entitled to and shall have three District Judges, who shall possess co extensive and concurrent jurisdiction, and who shall be elected at the same

Election of District Judges.

One Judge for each district.

times, in the same manner, and shall hold office for the like terms as herein prescribed, in relation to the Judges in other Judicial Districts. Any one of said Judges may preside on the impaneling of Grand Juries, and the presentment and trial on indictments under such rules and regulations as may be prescribed by law.

SEC. 6. The District Courts in the several Judicial Districts of this State shall have original jurisdiction in all cases in equity; also, in all cases at law which involve the title or the right of possession to, or the possession of, real property or mining claims, or the legality of any tax, impost, assessment, toll, or municipal fine, and in all other cases in which the demand (exclusive of interest), or the value of the property in controversy, exceeds three hundred dollars; also, in all cases relating to the estates of deceased persons, and the persons and estates of minors and insane persons, and of the action of forcible entry and unlawful detainer; and, also, in all criminal cases not otherwise provided for by law. They shall, also, have final appellate jurisdiction in cases arising in Justices' Courts, and such other inferior tribunals as may be established by law. The District Courts, and the Judges thereof, shall have power to issue writs of mandamus, injunction, quo warranto, certiorari, and all other writs proper and necessary to the complete exercise of their jurisdiction; and, also, shall have power to issue writs of habeas corpus on petition by or on behalf of any person held in actual custody in their respective districts.

SEC. 7. The times of holding the Supreme Court, and District Courts, shall be as fixed by law. The terms of the Supreme Court shall be held at the seat of government, and the terms of the District Courts shall be held at the county seats of their respective counties; *provided*, that in case any county shall be hereafter divided into two or more districts, the Legislature may, by law, designate the places of holding Courts in such districts.

SEC. 8. The Legislature shall determine the number of Justices of the Peace to be elected in each city and township of the State, and shall fix, by law, their powers, duties, and responsibilities; *provided*, that such Justices' Courts shall not have jurisdiction of the following cases, viz: First—Of cases in which the matter in dispute is a money demand or personal property, and the amount of the demand (exclusive of interest), or the value of the property, exceeds three hundred dollars. Second—Of cases wherein the title to real estate, or mining claims, or questions of boundaries to land, is, or may be involved; or of cases that in any manner shall conflict with the jurisdiction of the several Courts of record in this State; and, *provided further*, that Justices' Courts shall have such criminal jurisdiction as may be prescribed by law; and the Legislature may confer upon said Courts jurisdiction, concurrent with the District Courts, of actions to enforce mechanics' liens, wherein the amount (exclusive of interest) does not exceed three hundred dollars; and, also, of actions for the possession of lands and tenements,

- Appeals.** where the relation of landlord and tenant exists, or when such possession has been unlawfully or fraudulently obtained or withheld. The Legislature shall also prescribe, by law, the manner, and determine the cases, in which appeals may be taken from Justices' and other Courts. The Supreme Court, the District Courts, and such other Courts as the Legislature shall designate, shall be Courts of record.
- Courts of record.**
- Municipal Courts.** SEC. 9. Provision shall be made, by law, prescribing the powers, duties, and responsibilities of any Municipal Court that may be established in pursuance of section one of this Article; and also fixing, by law, the jurisdiction of said Court, so as not to conflict with that of the several Courts of record.
- Not to receive fees, etc.** SEC. 10. No judicial officer, except Justices of the Peace and City Recorders, shall receive, to his own use, any fees or perquisites of office.
- Ineligible to other office.** SEC. 11. The Justices of the Supreme Court and the District Judges shall be ineligible to any office, other than a judicial office, during the term for which they shall have been elected; and all elections or appointments of any such Judges, by the people, Legislature, or otherwise, during said period, to any office other than judicial, shall be void.
- Charge to Juries.** SEC. 12. Judges shall not charge juries in respect to matters of fact, but may state the testimony and declare the law.
- Style of process.** SEC. 13. The style of all process shall be "The State of Nevada," and all prosecutions shall be conducted in the name and by the authority of the same.
- Form of civil action.** SEC. 14. There shall be but one form of civil action, and law and equity may be administered in the same action.
- Salaries.** SEC. 15. The Justices of the Supreme Court and District Judges shall each receive, quarterly, for their services, a compensation to be fixed by law, and which shall not be increased or diminished during the term for which they shall have been elected, unless in case a vacancy occurs, in which case the successor of the former incumbent shall receive only such salary as may be provided by law at the time of his election or appointment; and provision shall be made by law for setting apart from each year's revenue a sufficient amount of money to pay such compensation; *provided*, that District Judges shall be paid out of the County Treasuries of the counties composing their respective districts.
- How paid.**
- Court fee, or tax.** SEC. 16. The Legislature, at its first session, and from time to time thereafter, shall provide, by law, that upon the institution of each civil action, and other proceedings, and also upon the perfecting of an appeal in any civil action or proceeding in the several Courts of record in this State, a special Court fee or tax shall be advanced to the Clerks of said Courts, respectively, by the party or parties bringing such action or proceeding, or taking such appeal; and the money so paid in shall be accounted for by such Clerks, and applied towards the payment of the compensation of the Judges of said Courts, as shall be directed by law.
- Office, when vacated.** SEC. 17. The Legislature shall have no power to grant leave of absence to a judicial officer, and any such officer who shall absent himself from the State for more than ninety consecutive days, shall be deemed to have vacated his office.

SEC. 18. No judicial officer shall be superseded, nor shall the organization of the several Courts of the Territory of Nevada be changed, until the election and qualification of the several officers provided for in this Article.

ARTICLE VII.

IMPEACHMENT AND REMOVAL FROM OFFICE.

SECTION 1. The Assembly shall have the sole power of impeaching. The concurrence of a majority of all the members elected shall be necessary to an impeachment. All impeachments shall be tried by the Senate, and when sitting for that purpose, the Senators shall be upon oath or affirmation to do justice, according to law and evidence. The Chief Justice of the Supreme Court shall preside over the Senate while sitting to try the Governor or Lieutenant Governor, upon impeachment. No person shall be convicted without the concurrence of two thirds of the Senators elected.

SEC. 2. The Governor and other State and judicial officers, except Justices of the Peace, shall be liable to impeachment for misdemeanor or malfeasance in office; but judgment in such case shall not extend further than removal from office, and disqualification to hold any office of honor, profit, or trust under this State. The party, whether convicted or acquitted, shall, nevertheless, be liable to indictment, trial, judgment, and punishment, according to law.

SEC. 3. For any reasonable cause, to be entered on the journals of each House, which may or may not be sufficient grounds for impeachment, the Chief Justice and Associate Justices of the Supreme Court and Judges of the District Courts shall be removed from office on the vote of two thirds of the members elected to each branch of the Legislature, and the Justice or Judge complained of shall be served with a copy of the complaint against him, and shall have an opportunity of being heard, in person or by counsel, in his defense; *provided*, that no member of either branch of the Legislature shall be eligible to fill the vacancy occasioned by such removal.

SEC. 4. Provision shall be made by law for the removal from office of any civil officer, other than those in this Article previously specified, for malfeasance or nonfeasance in the performance of his duties.

ARTICLE VIII.

MUNICIPAL AND OTHER CORPORATIONS.

SECTION 1. The Legislature shall pass no special Act in any manner relating to corporate powers, except for municipal purposes, but corporations may be formed under general laws; and all such laws may, from time to time, be altered or repealed.

SEC. 2. All real property, and possessory rights to the same, as well as personal property in this State, belonging to corpo-

Taxation, what subject to.

rations now existing or hereafter created, shall be subject to taxation the same as property of individuals; *provided*, that the property of corporations formed for municipal, charitable, religious, or educational purposes, may be exempted by law.

Dues may be secured SEC. 3. Dues from corporations shall be secured by such means as may be prescribed by law; *provided*, that corporators in corporations formed under the laws of this State shall not be individually liable for the debts or liabilities of such corporation.

SEC. 4. Corporations created by or under the laws of the Territory of Nevada shall be subject to the provisions of such laws until the Legislature shall pass laws regulating the same, in pursuance of the provisions of this Constitution.

Corporations may sue. SEC. 5. Corporations may sue and be sued in all Courts, in like manner as individuals.

Bank notes prohibited. SEC. 6. No bank notes or paper of any kind shall ever be permitted to circulate as money in this State, except the Federal currency and the notes of banks authorized under the laws of Congress.

Right of way. SEC. 7. No right of way shall be appropriated to the use of any corporation until full compensation be first made or secured therefor.

Organization of cities and towns. SEC. 8. The Legislature shall provide for the organization of cities and towns by general laws, and restrict their powers of taxation, assessment, borrowing money, contracting debts, and loaning their credit, except for procuring supplies of water.

State not to donate or loan. SEC. 9. The State shall not donate or loan money or its credit, subscribe to or be interested in the stock of any company, association, or corporation, except corporations formed for educational or charitable purposes.

County, etc., not to become stockholder. SEC. 10. No county, city, town, or other municipal corporation shall become a stockholder in any joint stock company, corporation, or association whatever, or loan its credit in aid of any such company, corporation, or association, except railroad corporations, companies, or associations.

ARTICLE IX.

FINANCE AND STATE DEBT.

Fiscal year. SECTION 1. The fiscal year shall commence on the first day of January in each year.

Legislature to provide for levying an annual tax. SEC. 2. The Legislature shall provide by law for an annual tax sufficient to defray the estimated expenses of the State for each fiscal year; and whenever the expenses of any year shall exceed the income, the Legislature shall provide for levying a tax sufficient, with other sources of income, to pay the deficiency, as well as the estimated expenses of such ensuing years [year] or two years.

State may contract debts. SEC. 3. For the purpose of enabling the State to transact its business upon a cash basis, from its organization, the State may contract public debts; but such debts shall never, in the aggregate, exclusive of interest, exceed the sum of three hundred thousand dollars, except for the purpose of defraying extra-

dinary expenses, as hereinafter mentioned. Every such debt shall be authorized by law for some purpose or purposes, to be distinctly specified therein; and every such law shall provide for levying an annual tax sufficient to pay the interest semi-annually, and the principal within twenty years from the passage of such law, and shall specially appropriate the proceeds of said taxes to the payment of said principal and interest; and such appropriation shall not be repealed, nor the taxes be postponed or diminished until the principal and interest of said debts shall have been wholly paid. Every contract of indebtedness entered into or assumed by or on behalf of the State, when all its debts and liabilities amount to said sum before mentioned, shall be void and of no effect, except in cases of money borrowed to repel invasion, suppress insurrection, defend the State in time of war, or, if hostilities be threatened, provide for the public defense.

SEC. 4. The State shall never assume the debts of any county, town, city, or other corporation whatever, unless such debts have been created to repel invasion, suppress insurrection, or to provide for the public defense.

ARTICLE X.

TAXATION.

SECTION 1. The Legislature shall provide by law for a uniform and equal rate of assessment and taxation, and shall prescribe such regulations as shall secure a just valuation for taxation of all property, real, personal, and possessory, excepting mines and mining claims, the proceeds of which alone shall be taxed, and also excepting such property as may be exempted by law for municipal, educational, literary, scientific, religious, or charitable purposes.

ARTICLE XI.

EDUCATION.

SECTION 1. The Legislature shall encourage, by all suitable means, the promotion of intellectual, literary, scientific, mining, mechanical, agricultural, and moral improvements; and, also, provide for the election, by the people, at the general election, of a Superintendent of Public Instruction, whose term of office shall be two years from the first Monday of January, A. D. eighteen hundred and sixty-five, and until the election and the qualification of his successor, and whose duties shall be prescribed by law.

SEC. 2. The Legislature shall provide for a uniform system of common schools, by which a school shall be established and maintained in each school district at least six months in every year; and any school district neglecting to establish and maintain such a school, or which shall allow instruction of a sectarian character therein, may be deprived of its proportion of the

interest of the Public School Fund during such neglect or infraction, and the Legislature may pass such laws as will tend to secure a general attendance of the children in each school district upon said public schools.

Lands appropriated for educational purposes. SEC. 3. All lands, including the sixteenth and thirty-sixth sections in every township, donated for the benefit of public schools in the Act of the thirty-eighth Congress, to enable the people of Nevada Territory to form a State Government, the thirty thousand acres of public lands granted by an Act of Congress, approved July second, A. D. eighteen hundred and sixty-two, for each Senator and Representative in Congress, and all proceeds of lands that have been, or may hereafter be, granted or appropriated by the United States to this State, and also the five hundred thousand acres of land granted to the new States under the Act of Congress distributing the proceeds of the public lands among the several States of the Union, approved A. D. eighteen hundred and forty-one; *provided*, that Congress makes provision for, or authorizes such diversion to be made for the purpose herein contained, all estates that may escheat to the State, all of such per cent. as may be granted by Congress on the sale of land, all fines collected under the penal laws of the State, all property given or bequeathed to the State for educational purposes, and all proceeds derived from any or all of said sources, shall be and the same are, hereby solemnly pledged for educational purposes, and shall not be transferred to any other fund for other uses; and the interest thereon shall, from time to time, be apportioned among the several counties in proportion to the ascertained numbers of the persons between the ages of six and eighteen years in the different counties; and

Sale, how made. the Legislature shall provide for the sale of floating land warrants to cover the aforesaid lands, and for the investment of all proceeds derived from any of the above mentioned sources, in United States bonds, or the bonds of this State; *provided*, that the interest only of the aforesaid proceeds shall be used for educational purposes, and any surplus interest shall be added to the principal sum; *and, provided further*, that such portions of said interest as may be necessary may be appropriated for the support of the State University.

Proviso. SEC. 4. The Legislature shall provide for the establishment of a State University, which shall embrace departments for agriculture, mechanic arts, and mining, to be controlled by a Board of Regents, whose duties shall be prescribed by law.

University. SEC. 5. The Legislature shall have power to establish Normal Schools, and such different grades of schools, from the primary department to the University, as in their discretion they may deem necessary, and all professors in said University, or teachers in said schools, of whatever grade, shall be required to take and subscribe to the oath as prescribed in Article XV of this Constitution. No professor or teacher who fails to comply with the provisions of any law framed in accordance with the provisions of this section, shall be entitled to receive any portion of the public moneys set apart for school purposes.

Normal Schools. SEC. 6. The Legislature shall provide a special tax of one half of one mill on the dollar of all taxable property in the State, in addition to the other means provided for the support

Special tax.

and maintenance of said University and common schools; *provided*, that at the end of ten years they may reduce said tax to one quarter of one mill on each dollar of taxable property.

SEC. 7. The Governor, Secretary of State, and Superintendent of Public Instruction shall, for the first four years, and until their successors are elected and qualified, constitute a Board of Regents, to control and manage the affairs of the University, and the funds of the same, under such regulations as may be provided by law. But the Legislature shall, at its regular session next preceding the expiration of the term of office of said Board of Regents, provide for the election of a new Board of Regents, and define their duties.

SEC. 8. The Board of Regents shall, from the interest accruing from the first funds which come under their control, immediately organize and maintain the said mining department in such manner as to make it most effective and useful; *provided*, that all the proceeds of the public lands donated by Act of Congress, approved July second, A. D. eighteen hundred and sixty-two, for a college for the benefit of agriculture, the mechanic arts, and including military tactics, shall be invested by the said Board of Regents in a separate fund, to be appropriated exclusively for the benefit of the first named departments to the University, as set forth in section four above, and the Legislature shall provide that if, through neglect or any other contingency, any portion of the fund so set apart shall be lost or misappropriated, the State of Nevada shall replace said amount so lost or misappropriated in said fund, so that the principal of said fund shall remain forever undiminished.

SEC. 9. No sectarian instruction shall be imparted or tolerated in any school or University that may be established under this Constitution.

Duties of Regents.

Sectarianism prohibited.

ARTICLE XII.

MILITIA.

SECTION 1. The Legislature shall provide by law for organizing and disciplining the militia of this State, for the effectual encouragement of volunteer corps, and the safe keeping of the public arms.

SECTION 2. The Governor shall have power to call out the militia to execute the laws of the State, or to suppress insurrection or repel invasion.

Power to call out.

ARTICLE XIII.

PUBLIC INSTITUTIONS.

SECTION 1. Institutions for the benefit of the insane, blind, deaf and dumb, and such other benevolent institutions as the public good may require, shall be fostered and supported by the State, subject to such regulations as may be prescribed by law.

SECTION 2. A State Prison shall be established and maintained in such manner as may be prescribed by law, and provision

Benevolent institutions to be fostered.

State Prison.

may be made by law for the establishment and maintenance of a House of Refuge for juvenile offenders.

~~Counties to provide for aged and infirm~~ SEC. 3. The respective counties of the State shall provide, as may be prescribed by law, for those inhabitants who, by reason of age and infirmity, or misfortunes, may have claim upon the sympathy and aid of society.

ARTICLE XIV.

BOUNDARY.

Boundary SECTION 1. The boundary of the State of Nevada shall be as follows: Commencing at a point formed by the intersection of the thirty-eighth degree of longitude west from Washington with the thirty-seventh degree of north latitude; thence due west along said thirty-seventh degree of north latitude to the eastern boundary line of the State of California; thence in a northwesterly direction along the said eastern boundary line of the State of California to the forty-third degree of longitude west from Washington; thence north along said forty-third degree of west longitude and said eastern boundary line of the State of California to the forty-second degree of north latitude; thence due east along the said forty-second degree of north latitude to a point formed by its intersection with the aforesaid thirty-eighth degree of longitude west from Washington; thence due south down said thirty-eighth degree of west longitude to the place of beginning. And whosoever Congress shall authorize the addition to the Territory or State of Nevada of any portion of the territory on the easterly border of the foregoing defined limits, not exceeding in extent one degree of longitude, the same shall thereupon be embraced within and become a part of this State. *And, furthermore provided,* that all such territory lying west of and adjoining the boundary line herein prescribed, which the State of California may relinquish to the Territory or State of Nevada, shall thereupon be embraced within and constitute a part of this State.

**Addition
may be
made.**

ARTICLE XV.

MISCELLANEOUS PROVISIONS.

**Seat of
Govern-
ment.** SECTION 1. The seat of government shall be at Carson City; but no appropriation for the erection or purchase of capitol buildings shall be made during the next three years.

SEC. 2. Members of the Legislature, and all officers, executive, judicial, and ministerial, shall, before they enter upon the duties of their respective offices, take and subscribe to the following oath or affirmation:

**Oath of
office.** "I, ——, do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States, and the Constitution and Government of the State of Nevada, against all enemies, whether domestic or for-

eign; and that I will bear true faith, allegiance, and loyalty to the same, any ordinance, resolution, or law of any State, Convention, or Legislature to the contrary notwithstanding; and, further, that I do this with a full determination, pledge, and purpose, without any mental reservation or evasion whatsoever. And I do further solemnly swear (or affirm) that I have not fought a duel, nor sent or accepted a challenge to fight a duel, nor been a second to either party, nor in any manner aided or assisted in such duel, nor been knowingly the bearer of such challenge or acceptance, since the adoption of the Constitution of the State of Nevada, and that I will not be so engaged or concerned, directly or indirectly, in or about any such duel, during my continuance in office. And, further, that I will well and faithfully perform all the duties of the office of , on which I am about to enter; (if an oath,) so help me God; (if an affirmation,) under the pains and penalties of perjury."

SEC. 3. No person shall be eligible to any office who is not a qualified elector under this Constitution. No person who, while a citizen of this State, has, since the adoption of this Constitution, fought a duel with a deadly weapon, sent or accepted a challenge to fight a duel with a deadly weapon, either within or beyond the boundaries of this State, or who has acted as second, or knowingly conveyed a challenge, or aided or assisted in any manner in fighting a duel, shall be allowed to hold any office of honor, profit, or trust, or enjoy the right of suffrage under this Constitution. The Legislature shall provide by law for giving force and effect to this section.

SEC. 4. No perpetuities shall be allowed except for eleemosynary purposes.

SEC. 5. The general election shall be held on the Tuesday next after the first Monday of November.

SEC. 6. The aggregate number of members of both branches of the Legislature shall never exceed seventy-five.

SEC. 7. All county officers shall hold their offices at the county seat of their respective counties.

SEC. 8. The Legislature shall provide for the speedy publication of all statute laws of a general nature, and such decisions of the Supreme Court as it may deem expedient; and all laws and judicial decisions shall be free for publication by any person; provided, that no judgment of the Supreme Court shall take effect and be operative until the opinion of the Court in such case shall be filed with the Clerk of said Court.

SEC. 9. The Legislature may, at any time, provide by law for increasing or diminishing the salaries or compensation of any of the officers whose salary or compensation is fixed in this Constitution; provided, no such change of salary or compensation shall apply to any officer during the term for which he may have been elected.

SEC. 10. All officers, whose election or appointment is not otherwise provided for, shall be chosen or appointed as may be prescribed by law.

SEC. 11. The tenure of any office, not herein provided for,

Tenure of office may be declared. may be declared by law; or, when not so declared, such office shall be held during the pleasure of the authority making the appointment; but the Legislature shall not create any office, the tenure of which shall be longer than four years, except as herein otherwise provided in this Constitution.

State offices, where held. SEC. 12. The Governor, Secretary of State, State Treasurer, State Controller, and Clerk of the Supreme Court, shall keep their respective offices at the seat of government.

Enumeration of inhabitants to be taken. SEC. 13. The enumeration of the inhabitants of this State shall be taken under the direction of the Legislature, if deemed necessary, in A. D. eighteen hundred and sixty-five; A. D. eighteen hundred and sixty-seven; A. D. eighteen hundred and seventy-five, and every ten years thereafter; and these enumerations, together with the census that may be taken under the direction of the Congress of the United States in A. D. eighteen hundred and seventy, and every subsequent ten years, shall serve as the basis of representation in both Houses of the Legislature.

Plurality of votes to constitute choice. SEC. 14. A plurality of votes given at an election by the people shall constitute a choice, where not otherwise provided by this Constitution.

ARTICLE XVI.

AMENDMENTS.

Amendments, how made. SECTION 1. Any amendment or amendments to this Constitution may be proposed in the Senate or Assembly; and if the same shall be agreed to by a majority of all the members elected to each of the two Houses, such proposed amendment or amendments shall be entered on their respective journals, with the yeas and nays taken thereon, and referred to the Legislature then next to be chosen, and shall be published for three months next preceding the time of making such choice. And if, in the Legislature next chosen, as aforesaid, such proposed amendment or amendments shall be agreed to by a majority of all the members elected to each House, then it shall be the duty of the Legislature to submit such proposed amendment or amendments to the people, in such manner and at such time as the Legislature shall prescribe; and if the people shall approve and ratify such amendment or amendments by a majority of the electors qualified to vote for members of the Legislature voting thereon, such amendment or amendments shall become a part of the Constitution.

Revision of Constitution. SEC. 2. If, at any time, the Legislature, by a vote of two thirds of the members elected to each House, shall determine that it is necessary to cause a revision of this entire Constitution, they shall recommend to the electors, at the next election for members of the Legislature, to vote for or against a Convention; and if it shall appear that a majority of the electors voting at such election shall have voted in favor of calling a Convention, the Legislature shall, at its next session, provide by law for calling a Convention, to be holden within six months after the passage of such law; and such Convention shall consist of a number of members not less than that of both

Convention.

branches of the Legislature. In determining what is a majority of electors of the electors voting at such election, reference shall be had to the highest number of votes cast at such election for the candidates for any office or on any question.

ARTICLE XVII.

SCHEDULE.

SECTION 1. That no inconvenience may arise by reason of a change from a Territorial to a permanent State government, it is declared that all rights, actions, prosecutions, judgments, claims, and contracts, as well of individuals as of bodies corporate, including counties, towns, and cities, shall continue as if no change had taken place; and all process which may issue under the authority of the Territory of Nevada previous to its admission into the Union as one of the United States, shall be as valid as if issued in the name of the State of Nevada.

SEC. 2. All laws of the Territory of Nevada, in force at the time of the admission of this State, not repugnant to this Constitution, shall remain in force until they expire by their own limitations, or be altered or repealed by the Legislature.

SEC. 3. All fines, penalties, and forfeitures, accruing to the Territory of Nevada, or to the people of the United States in the Territory of Nevada, shall inure to the State of Nevada.

SEC. 4. All recognizances heretofore taken, or which may be taken before the change from a Territorial to a State government, shall remain valid, and shall pass to and may be prosecuted in the name of the State; and all bonds executed to the Governor of the Territory, or to any other officer or Court in his or their official capacity, or to the people of the United States in the Territory of Nevada, shall pass to the Governor or other officer or Court, and his or their successors in office, for the uses there're respectively expressed, and may be sued on, and recovery had accordingly; and all property, real, personal, or mixed, and all judgments, bonds, specialties, choses in action, claims, and debts, of whatsoever description, and all records and public archives of the Territory of Nevada, shall issue to and vest in the State of Nevada, and may be sued for and recovered in the same manner, and to the same extent, by the State of Nevada, as the same could have been by the Territory of Nevada. All criminal prosecutions and penal actions which may have arisen, or which may arise before the change from a Territorial to a State government, and which shall then be pending, shall be prosecuted to judgment and execution in the name of the State. All offenses committed against the laws of the Territory of Nevada before the change from a Territorial to a State government, and which shall not be prosecuted before such change, may be prosecuted in the name and by the authority of the State of Nevada, with like effect as though such change had not taken place, and all penalties incurred shall remain the same as if this Constitution had not been adopted. All actions at law, and suits in equity, and other legal proceedings which may be pending in any of the Courts

Rights,
etc., to
continue.

Laws to
remain
in force.

Fines, etc.
to inure to
State.

Recogn-
izances
to remain
valid.

Bonds
may be
sued on.

Property,
records,
etc., of
Territory
to vest in
State.

Criminal
prosecu-
tions.

Offenses
com-
mitted
against
laws of
Territory.

Actions, etc., to be continued. of the Territory of Nevada at the time of the change from a Territorial to a State government, may be continued and transferred to and determined by any Court of the State which shall have jurisdiction of the subject matter thereof. *All actions at law, and suits in equity, and all other legal proceedings which may be pending in any of the Courts of the Territory of Nevada at the time of the change from a Territorial to a State government, shall be continued and transferred to, and may be prosecuted to judgment and execution in any Court of the State which shall have jurisdiction of the subject matter thereof; and all books, papers, and records, relating to the same, shall be transferred in like manner to such Court.*

Salaries of officers. SEC. 5. For the first term of office succeeding the formation of a State Government, the salary of the Governor shall be four thousand dollars per annum; the salary of the Secretary of State shall be three thousand six hundred dollars per annum; the salary of the State Controller shall be three thousand six hundred dollars per annum; the salary of the State Treasurer shall be three thousand six hundred dollars per annum; the salary of the Surveyor General shall be one thousand dollars per annum; the salary of the Attorney General shall be two thousand five hundred dollars per annum; the salary of the Superintendent of Public Instruction shall be two thousand dollars per annum; the salary of each Judge of the Supreme Court shall be seven thousand dollars per annum; the salaries of the foregoing officers shall be paid quarterly out of the State Treasury. The pay of State Senators and members of Assembly shall be eight dollars per day for each day of actual service, and forty cents per mile for mileage going to and returning from the place of meeting. No officer mentioned in this section shall receive any fee or perquisites to his own use for the performance of any duty connected with his office, or for the performance of any additional duty imposed upon him by law.

Pay of Senators and Assembly-men.

Officers not to receive perquisites.

Apportionment of Senators and Assemblymen.

Territorial indebtedness assumed.

Term of State officers.

SEC. 6. Until otherwise provided by law, the apportionment of Senators and Assemblymen in the different counties shall be as follows, to wit: Storey County, four Senators and twelve Assemblymen; Douglas County, one Senator and two Assemblymen; Esmeralda County, two Senators and four Assemblymen; Humboldt County, two Senators and three Assemblymen; Lander County, two Senators and four Assemblymen; Lyon County, one Senator and three Assemblymen; Lyon and Churchill Counties, one Senator, jointly; Churchill County, one Assemblyman; Nye County, one Senator and one Assemblyman; Ormsby County, two Senators and three Assemblymen; Washoe and Roop Counties, two Senators and three Assemblymen.

SEC. 7. All debts and liabilities of the Territory of Nevada, lawfully incurred, and which remain unpaid at the time of the admission of this State into the Union, shall be assumed by and become the debt of the State of Nevada; *provided*, that the assumption of such indebtedness shall not prevent the State from contracting the additional indebtedness, as provided in section three of Article IX of this Constitution.

SEC. 8. The term of State officers (except judicial) elected at the first election under this Constitution, shall continue until

the Tuesday after the first Monday of January, A. D. eighteen hundred and sixty-seven, and until the election and qualification of their successors.

SEC. 9. The Senators to be elected at the first election under this Constitution shall draw lots, so that the term of one half of the number, as nearly as may be, shall expire on the day succeeding the general election in A. D. eighteen hundred and sixty-six, and the term of the other half shall expire on the day succeeding the general election in A. D. eighteen hundred and sixty-eight; *provided*, that in drawing lots for all Senatorial terms, the Senatorial representation shall be allotted so that in the counties having two or more Senators, the terms thereof shall be divided, as nearly as may be, between the long and short terms.

SEC. 10. At the general election in A. D. eighteen hundred and sixty-six, and thereafter, the term of Senators shall be for four years from the day succeeding such general election, and members of Assembly for two years from the day succeeding such general election; and the terms of Senators shall be allotted by the Legislature in long and short terms, as herein-before provided, so that one half the number, as nearly as may be, shall be elected every two years.

SEC. 11. The term of the members of the Assembly elected at the first general election under this Constitution, shall expire on the day succeeding the general election in A. D. eighteen hundred and sixty-five; and the terms of those elected at the general election in A. D. eighteen hundred and sixty-five shall expire on the day succeeding the general election in A. D. eighteen hundred and sixty-six.

SEC. 12. The first regular session of the Legislature shall commence on the second Monday of December, A. D. eighteen hundred and sixty-four, and the second regular session of the same shall commence on the first Monday of January, A. D. eighteen hundred and sixty-six, and the third regular session of the Legislature shall be the first of the biennial sessions, and shall commence on the first Monday of January, A. D. eighteen hundred and sixty-seven, and the regular sessions of the Legislature shall be held thereafter biennially, commencing on the first Monday of January.

SEC. 13. All county officers under the laws of the Territory of Nevada, at the time when the Constitution shall take effect, whose offices are not inconsistent with the provisions of this Constitution, shall continue in office until the first Monday of January, A. D. eighteen hundred and sixty-seven, and until their successors are elected and qualified; and all township officers shall continue in office until the expiration of their terms of office, and until their successors are elected and qualified; *provided*, that the Probate Judges of the several counties respectively shall continue in office until the election and qualification of the District Judges of the several counties or judicial districts; *and, provided further*, that the term of office of the present county officers of Lander County shall expire on the first Monday of January, A. D. eighteen hundred and sixty-five, except the Probate Judge of said county, whose term of office shall expire upon the first Monday of December, A. D. eighteen

Term of
Senators.

Term of
Senators
fixed.

Term of
Assembly-
men.

Sessions of
Legisla-
ture.

County
officers
continued

Township
officers.

Proviso.

County
officers of
Lander
County.

hundred and sixty-four; and there shall be an election for county officers of Lander County at the general election in November, A. D. eighteen hundred and sixty-four, and the officers then elected shall hold office from the first Monday of January, A. D. eighteen hundred and sixty-five, until the first Monday of January, A. D. eighteen hundred and sixty-seven, and until their successors are elected and qualified.

Territorial officers continued in office until time for qualification of State officers.

SEC. 14. The Governor, Secretary, Treasurer, and Superintendent of Public Instruction of the Territory of Nevada shall each continue to discharge the duties of their respective offices after the admission of this State into the Union, and until the time designated for the qualification of the above named officers to be elected under the State Government; and the Territorial Auditor shall continue to discharge the duties of his said office until the time appointed for the qualification of the State Controller; *provided*, that the said officers shall each receive the salaries and be subject to the restrictions and conditions provided in this Constitution; *and, provided further*, that none of them shall receive to his own use any fees or perquisites for the performance of any duty connected with his office.

Terms of Courts determined.

SEC. 15. The terms of the Supreme Court shall, until provision be made by law, be held at such times as the Judges of the said Court, or a majority of them, may appoint. The first terms of the several District Courts (except as hereinafter mentioned), shall commence on the first Monday of December, A. D. eighteen hundred and sixty-four. The first term of the District Court in the Fifth Judicial District shall commence on the first Monday of December, A. D. eighteen hundred and sixty-four, in the County of Nye, and shall commence on the first Monday of January, A. D. eighteen hundred and sixty-five, in the County of Churchill. The terms of the Fourth Judicial District Court shall, until otherwise provided by law, be held at the county seat of Washoe County, and the first term thereof commence on the first Monday of December, A. D. eighteen hundred and sixty-four.

Salaries of District Judges.

SEC. 16. The Judges of the several District Courts of this State shall be paid, as hereinbefore provided, salaries, at the following rates per annum: First Judicial District (each Judge), six thousand dollars; Second Judicial District, four thousand dollars; Third Judicial District, five thousand dollars; Fourth Judicial District, five thousand dollars; Fifth Judicial District, thirty-six hundred dollars; Sixth Judicial District, four thousand dollars; Seventh Judicial District, six thousand dollars; Eighth Judicial District, thirty-six hundred dollars; Ninth Judicial District, five thousand dollars.

Salary of District Judge may be changed. State officers, when to qualify.

SEC. 17. The salary of any Judge in said Judicial Districts may, by law, be altered or changed, subject to the provisions contained in this Constitution.

SEC. 18. The Governor, Lieutenant Governor, Secretary of State, State Treasurer, State Controller, Attorney General, Surveyor General, Clerk of the Supreme Court, and Superintendent of Public Instruction, to be elected at the first election under this Constitution, shall each qualify and enter upon the duties of their respective offices, on the first Monday of December succeeding their election, and shall continue in office until the

first Tuesday after the first Monday of January, A. D. eighteen hundred and sixty-seven, and until the election and qualification of their successors, respectively.

SEC. 19. The Judges of the Supreme Court, and District Judges, to be elected at the first election under this Constitution, shall qualify and enter upon the duties of their respective offices on the first Monday of December succeeding their election.

SEC. 20. All officers of State, and District Judges, first elected under this Constitution, shall be commissioned by the Governor of this Territory, which commission shall be countersigned by the Secretary of the same, and shall qualify before entering upon the discharge of their duties, before any officer authorized to administer oaths under the laws of this Territory; and, also, the State Controller and State Treasurer shall each respectively, before they qualify and enter upon the discharge of their duties, execute and deliver to the Secretary of the Territory of Nevada an official bond, made payable to the people of the State of Nevada, in the sum of thirty thousand dollars, to be approved by the Governor of the Territory of Nevada; and shall also execute and deliver to the Secretary of State such other or further official bond or bonds as may be required by law.

SEC. 21. Each county, town, city, and incorporated village, shall make provision for the support of its own officers, subject to such regulations as may be prescribed by law.

SEC. 22. In case the office of any Justice of the Supreme Court, District Judge, or other State officer, shall become vacant before the expiration of the regular term for which he was elected, the vacancy may be filled by appointment by the Governor until it shall be supplied at the next general election, when it shall be filled by election for the residue of the unexpired term.

SEC. 23. All cases, both civil and criminal, which may be pending and undetermined in the Probate Courts of the several counties at the time when, under the provisions of this Constitution, said Probate Courts are to be abolished, shall be transferred to and determined by the District Courts of such counties, respectively.

SEC. 24. For the first three years after the adoption of this Constitution, the Legislature shall not levy a tax for State purposes exceeding one per cent. per annum on the taxable property in the State; provided, the Legislature may levy a special tax not exceeding one fourth of one per cent. per annum, which shall be appropriated to the payment of the indebtedness of the Territory of Nevada assumed by the State of Nevada, and for that purpose only, until all of said indebtedness is paid.

SEC. 25. The County of Roop shall be attached to the County of Washoe for judicial, legislative, revenue, and county purposes, until otherwise provided by law.

SEC. 26. At the first regular session of the Legislature, to convene under the requirements of this Constitution, provision shall be made by law for paying for the publication of six hundred copies of the debates and proceedings of this Convention, in book form, to be disposed of as the Legislature may direct;

Expiration of term.

Judges, when to qualify.

Officers to be commissioned by the Governor.

Support of county, town, city, and village officers.

Vacancy in office of Justice of Supreme Court, District Judge, or other State officer, how filled.

Cases in Probate Courts to be transferred to District Courts.

Taxation restricted.

Roop and Washoe Counties.

Provision for publication of debates etc.

Payment
of official
reporter.

Compens-
ation.

and the Hon. J. Neely Johnson, President of this Convention, shall contract for, and A. J. Marsh, official reporter of this Convention, under the direction of the President, shall supervise the publication of such debates and proceedings. Provision shall be made by law, at such first session of the Legislature, for the compensation of the official reporter of this Convention, and he shall be paid in coin or its equivalent. He shall receive for his services, in reporting the debates and proceedings, fifteen dollars per day during the session of the Convention, and seven and one half dollars additional for each evening session, and thirty cents per folio of one hundred words for preparing the same for publication; and for supervising and indexing such publication, the sum of fifteen dollars per day during the time actually engaged in such service.

ELECTION ORDINANCE.

Election
ordinance.

WHEREAS, The Enabling Act passed by Congress, and approved March twenty-first, A. D. eighteen hundred and sixty-four, requires that the Convention charged with the duty of framing a Constitution for a State Government "shall provide by ordinance for submitting said Constitution to the people of the Territory of Nevada, for their ratification or rejection," on a certain day prescribed therein; therefore, this Convention, organized in pursuance of said Enabling Act, do establish the following

ORDINANCE:

Governor
to issue
proclama-
tion for
submis-
sion of
Constitu-
tion.

SECTION 1. The Governor of the Territory of Nevada is hereby authorized to issue his proclamation for the submission of this Constitution to the people of said Territory, for their approval or rejection, on the day provided for such submission by Act of Congress; and this Constitution shall be submitted to the qualified electors of said Territory, in the several counties thereof, for their approval or rejection, at the time provided by such Act of Congress; and further, on the first Tuesday after the first Monday of November, A. D. eighteen hundred and sixty-four, there shall be a general election in the several counties of said Territory for the election of State officers, Supreme and District Judges, members of the Legislature, Representative in Congress, and three Presidential Electors.

Qualified
voters.

SEC. 2. All persons, qualified by the laws of said Territory to vote for Representatives to the General Assembly, on the said twenty-first day of March, including those in the army of the United States, both within and beyond the boundaries of said Territory, and also all persons who may, by the aforesaid laws, be qualified to vote on the first Wednesday of September, A. D. eighteen hundred and sixty-four, including those in the aforesaid army of the United States, within and without the boundaries of said Territory, may vote for the adoption or rejection of said Constitution, on the day last above named. In voting upon this Constitution, each elector shall deposit in the ballot box a ticket, whereon shall be clearly written or

printed, "Constitution—Yes," or "Constitution—No;" or such other words that shall clearly indicate the intention of the elector.

SEC. 3. All persons qualified by the laws of said Territory to vote on the Tuesday after the first Monday of November, A. D. eighteen hundred and sixty-four, including those in the army of the United States, within and beyond the boundaries of said Territory, may vote on the day last above named, for State officers, Supreme and District Judges, members of the Legislature, Representative in Congress, and three Presidential Electors to the Electoral College.

SEC. 4. The elections provided in this ordinance shall be held at such places as shall be designated by the Boards of Commissioners of the several counties in said Territory. The Judges and Inspectors of said election shall be appointed by said Commissioners, and the said elections shall be conducted in conformity with the existing laws of said Territory in relation to holding the general election.

SEC. 5. The Judges and Inspectors of said elections shall carefully count each ballot immediately after said elections, and forthwith make duplicate returns thereof to the clerks of the said County Commissioners of their respective counties; and said clerks, within fifteen days after said elections, shall transmit an abstract of the votes, including the soldiers' vote, as herein provided, given for State officers, Supreme and District Judges, Representative in Congress, and three Presidential Electors, inclosed in an envelope, by the most safe and expeditious conveyance, to the Governor of said Territory, marked "Election Returns."

SEC. 6. Upon the receipt of said returns, including those of the soldiers' vote, or within twenty days after the election, if said returns be not sooner received, it shall be the duty of the Board of Canvassers, to consist of the Governor, United States District Attorney, and Chief Justice of said Territory, or any two of them, to canvass the returns in the presence of all who may wish to be present; and if a majority of all the votes given upon this Constitution shall be in its favor, the said Governor shall immediately publish an abstract of the same, and make proclamation of the fact, in some newspaper in said Territory, and certify the same to the President of the United States, together with a copy of the Constitution and Ordinance. The said Board of Canvassers, after canvassing the votes of the said November elections, shall issue certificates of election to such persons as were elected State officers, Judges of the Supreme and District Courts, Representative in Congress, and three Presidential Electors. When the President of the United States shall issue his proclamation declaring this State admitted into the Union on an equal footing with the original States, this Constitution shall thenceforth be ordained and established as the Constitution of the State of Nevada.

SEC. 7. For the purpose of taking the vote of the electors of said Territory who may be in the army of the United States, the Adjutant General of said Territory shall, on or before the

fifth day of August next following, make out a list, in alphabetical order, and deliver the same to the Governor, of the names of all the electors, residents of said Territory, who shall be in the army of the United States, stating the number of the regiment, battalion, squadron, or battery, to which he belongs, and also the county or township of his residence in said Territory.

Governor
to classify
return
lists.

SEC. 8. The Governor shall classify and arrange the aforesaid return list, and shall make therefrom separate lists of the electors belonging to each regiment, battalion, squadron, and battery from said Territory, in the service of the United States, and shall, on or before the fifteenth day of August following, transmit, by mail or otherwise, to the commanding officer of each regiment, battalion, squadron, and battery, a list of electors belonging thereto, which said list shall specify the name, residence, and rank of each elector, and the company to which he belongs, if to any, and also the county and township to which he belongs, and in which he is entitled to vote.

Time of
holding
election.

SEC. 9. Between the hours of nine o'clock A. M. and three o'clock P. M., on each of the election days hereinbefore named, a ballot box, or suitable receptacle for votes, shall be opened, under the immediate charge and direction of three of the highest officers in command, for the reception of votes from the electors whose names are upon said list, at each place where a regiment, battalion, squadron, or battery of soldiers from said Territory, in the army of the United States, may be on that day; at which time and place said electors shall be entitled to vote for all officers for which, by reason of their residence in the several counties in said Territory, they are authorized to vote, as fully as they would be entitled to vote in the several counties or townships in which they reside, and the votes so given by such electors, at such time and place, shall be considered, taken, and held to have been given by them in the respective counties and townships in which they are resident.

Ballot,
what to
contain.

SEC. 10. Each ballot deposited for the adoption or rejection of this Constitution, in the Army of the United States, shall have distinctly written or printed thereon "Constitution, Yes," or "Constitution, No," or words of a similar import; and, further, for the election of State officers, Supreme and District Judges, members of the Legislature, Representative in Congress, and three Presidential Electors, the name and office of the person voted for shall be plainly written or printed on one piece of paper. The name of each elector voting, as aforesaid, shall be checked upon the said list, at the time of voting, by one of the said officers having charge of the ballot box. The said officers having charge of the election shall count the votes and compare them with the checked list immediately after the closing of the ballot box.

Officers'
duty.

Returns,
when and
where to
be made.

SEC. 11. All the ballots cast, together with the said voting list checked as aforesaid, shall be immediately sealed up and sent forthwith to the Governor of said Territory, at Carson City, by mail or otherwise, by the commanding officer, who shall make out and certify duplicate returns of votes given, according to the forms hereinafter prescribed, seal up and immediately transmit the same to the said Governor, at Carson City,

by mail or otherwise, the day following the transmission of the ballots and the voting list herein named. The said commanding officer shall also immediately transmit to the several County Clerks in said Territory an abstract of the votes given at the general election in November, for county officers, marked "Election Returns."

SEC. 12. The form of return of votes to be made by the commanding officer to the Governor and County Clerks of said Territory shall be in substance as follows, viz:

Returns of soldiers' votes in the (here insert the regiment, detachment, battalion, squadron, or battery.)

(For first election—on the Constitution.)

I, ——, hereby certify that on the first Wednesday in September, A. D. eighteen hundred and sixty-four, the electors belonging to the (here insert the name of the regiment, detachment, battalion, squadron, or battery), cast the following number of votes for and against the Constitution for the State of Nevada, viz:

For Constitution—(number of votes written in full and in figures.)

Against Constitution—(number of votes written in full and in figures.)

(Second election—for State and other officers.)

I, ——, hereby certify that on the first Tuesday after the first Monday in November, A. D. eighteen hundred and sixty-four, the electors belonging to the (here insert as above), cast the following number of votes for the several officers and persons hereinafter named, viz:

For Governor—(names of persons voted for, number of votes for each person voted for, written in full, and also in figures, against the name of each person.)

For Lieutenant Governor—(names of candidates, number of votes cast for each, written out and in figures, as above).

Continue as above till the list is completed.

Attest: I. A. B.,
Commanding officer of the (here insert regiment, detachment, battalion, squadron, or battery, as the case may be.)

SEC. 13. The Governor of this Territory is requested to furnish each commanding officer, within and beyond the boundaries of said Territory, proper and sufficient blanks for said returns.

SEC. 14. The provisions of this Ordinance in regard to the soldiers' vote shall apply to future elections under this Constitution, and be in full force until the Legislature shall provide by law for taking the votes of citizens of said Territory in the Army of the United States.

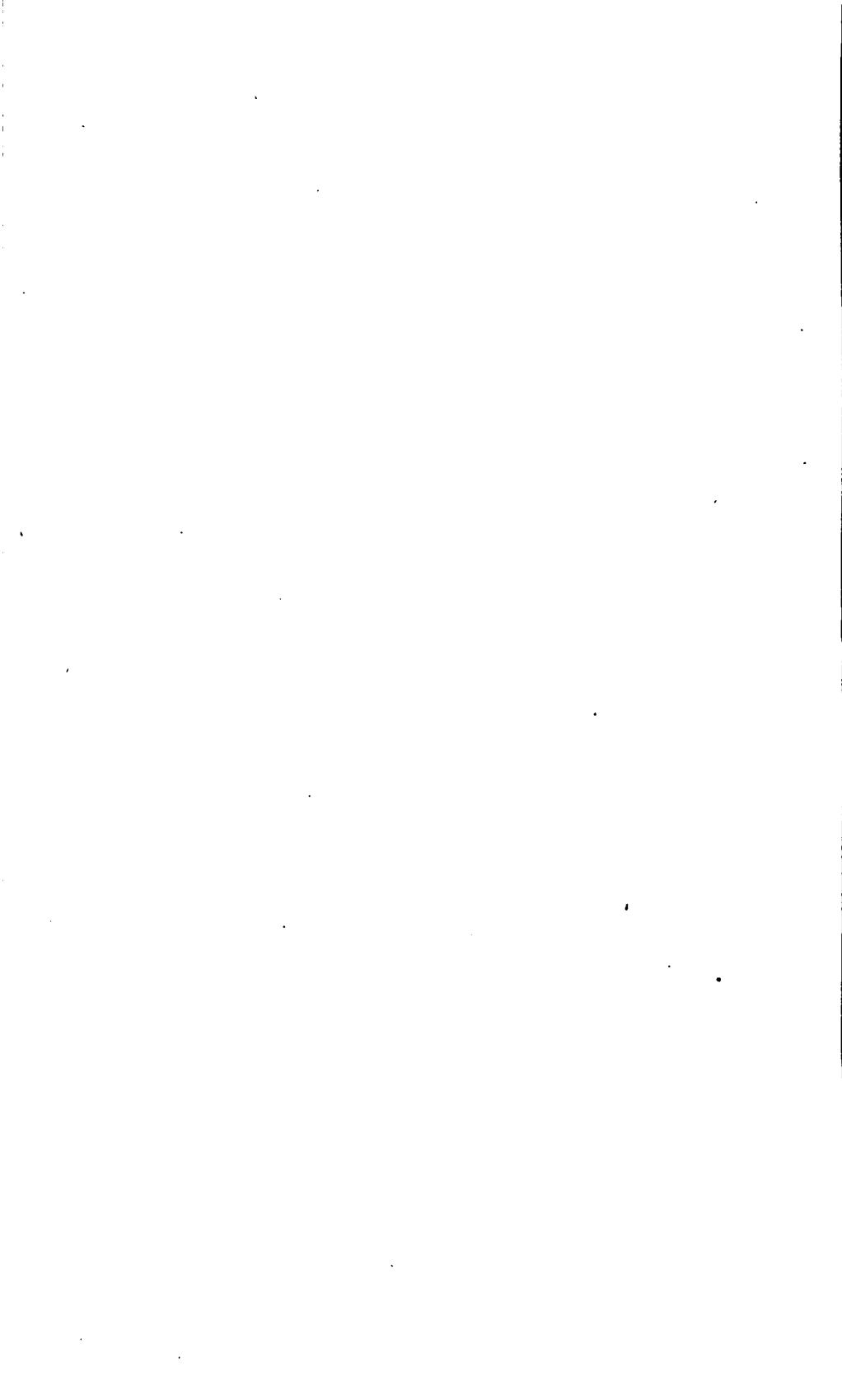
Done in Convention, at Carson City, the twenty-eighth day of July, in the year of our Lord one thousand eight hundred and sixty-four, and of the Independence of the United States the eighty-ninth, and signed by the Delegates.

J. NEELY JOHNSON,
President of the Convention, and Delegate from Ormsby County.

Wm. M. GILLESPIE, Secretary.

Delegates to Con- vention.	Henry B. Brady.....Delegate from Washoe County.
	E. F. Dunne.....Delegate from Humboldt County.
	J. G. McClinton.....Delegate from Esmeralda County.
	G. N. Folsom.....Delegate from Washoe County.
	F. H. Kennedy.....Delegate from Lyon County.
	W. W. Belden.....Delegate from Washoe County.
	F. M. Proctor.....Delegate from Nye County.
	Albert T. Hawley.....Delegate from Douglas County.
	Geo. L. Gibson.....Delegate from Ormsby County.
	F. Tagliabue.....Delegate from Nye County.
	Wm. Wetherill.....Delegate from Esmeralda County.
	Jno. A. Collins.....Delegate from Storey County.
	Jas. A. Banks.....Delegate from Humboldt County.
	J. S. Crozman.....Delegate from Lyon County.
	Sam'l A. Chapin.....Delegate from Storey County.
	C. M. Brosnan.....Delegate from Storey County.
	John H. Kinkead.....Delegate from Ormsby County.
	Geo. A. Hudson.....Delegate from Lyon County.
	Israel Crawford.....Delegate from Ormsby County.
	A. J. Lockwood.....Delegate from Ormsby County.
	H. G. Parker.....Delegate from Lyon County.
	J. H. Warwick.....Delegate from Lander County.
	C. E. DeLong.....Delegate from Storey County.
	Lloyd Frizell.....Delegate from Storey County.
	Geo. A. Nourse.....Delegate from Washoe County.
	B. S. Mason.....Delegate from Esmeralda County.
	Almon Hovey.....Delegate from Storey County.
	Thomas Fitch.....Delegate from Storey County.
	J. W. Haines.....Delegate from Douglas County.

LIST OF OFFICERS.



LIST OF OFFICERS.

NAMES AND POST OFFICE ADDRESSES OF STATE OFFICERS, JUSTICES
OF THE SUPREME COURT, SENATORS, ASSEMBLYMEN, PRE-
SIDING OFFICERS, AND OFFICERS OF BOTH HOUSES
IN OFFICE AT THE TIME OF THE PASSAGE
OF THE LAWS CONTAINED IN
THIS VOLUME.

EXECUTIVE DEPARTMENT.

Name.	Position.	Post Office address.
L. R. Bradley.....	Governor.....	Carson City.
William Garrard.....	Private Secretary.....	Carson City.
Jewett W. Adams.....	Lieutenant Governor.....	Carson City.
John R. Kittrell.....	Attorney General.....	Carson City.
James D. Minor.....	Secretary of State.....	Carson City.
Charles Martin.....	Deputy Secretary of State.....	Carson City.
W. W. Hobart.....	State Controller.....	Carson City.
W. T. Hanford.....	Deputy State Controller.....	Carson City.
Jerry Schooling.....	State Treasurer.....	Carson City.
M. L. Yager.....	Deputy State Treasurer.....	Carson City.
John Day.....	Surveyor General.....	Carson City.
S. H. Day.....	Deputy Surveyor General.....	Carson City.
Samuel P. Kelly.....	Superintendent of Public Instruction.....	Carson City.
John J. Hill.....	State Printer.....	Carson City.
H. R. Whitehill.....	State Mineralogist.....	Carson City.
Miss Frank Hodgkinson...	Clerk in Library.....	Carson City.
C. C. Batterman.....	Warden of Prison.....	Carson City.

JUDICIAL DEPARTMENT.

Name.	Position.	Post Office address.
Thomas P. Hawley	Chief Justice.....	Carson City.
William H. Beatty.....	Associate Justice	Carson City.
O. R. Leonard.....	Associate Justice.....	Carson City.
Charles F. Bicknell.....	Clerk.....	Carson City.

LEGISLATIVE DEPARTMENT.

SENATE—OFFICERS.

Name.	Position.	Post Office address.
Jewett W. Adams.....	President.....	Carson City.
G. W. Cassidy.....	President pro tem.....	Eureka.
J. G. McClinton.....	Secretary.....	Carson City.
R. E. Lowery.....	Assistant Secretary.....	Virginia City.
R. W. Guiberson.....	Sergeant-at-Arms.....	Eureka.
J. D. Patterson.....	Assistant Sergeant-at-Arms.....	Hamilton.
E. M. Reading.....	Engrossing Clerk.....	Carlin.
C. S. King.....	Minute Clerk.....	Virginia City.
Richard Rule.....	Enrolling Clerk.....	Virginia City.
M. R. Elstner.....	Journal Clerk.....	Carson City.
W. M. Battersby.....	Copying Clerk.....	Dayton.
H. J. Norton.....	Copying Clerk.....	Silver City.
O. A. F. Gilbert.....	Chief Committee Clerk.....	Carson City.
John Church.....	Committee Clerk.....	Virginia City.
E. A. LaGrave.....	Committee Clerk.....	Winnemucca.
S. W. Gregory.....	Committee Clerk.....	Reno.
J. G. Ellis.....	Messenger.....	Carson City.
C. W. Tjader.....	Page.....	Carson City.
Lee Gaston.....	Page.....	Gold Hill.
W. A. Baker.....	Porter.....	Eureka.

SENATE—MEMBERS.

Name.	County.	Post Office address.
Baker, Geo. W.....	Eureka	Eureka.
Blair, A. J.....	Lincoln	Pioche.
Boardman, W. M.....	Washoe.....	Reno.
Cassidy, Geo. W.....	Eureka.....	Eureka.
Creswell, H. T.....	Nye.....	Belmont.
Chubbuck, S. W.....	Storey	Gold Hill.
Comins, H. A.....	White Pine	Hamilton.
Dickinson, E. B.....	White Pine	Cherry Creek.
Edwards, T. D.....	Ormsby.....	Carson City.
Farrell, M. J.....	Lander..	Austin.
Grimes, William C.....	Churchill.....	St. Clair's Station.
Garrard, A.....	Esmeralda	Pine Grove.
King, W. R.....	Lyon	Silver City.
McConnell, Charles.....	Humboldt	Camp McDermit.
Martin, W. O. H.....	Ormsby.....	Empire City.
Piper, John	Storey	Virginia City.
Rickey, T. B.....	Douglas	Walker River.
Ross, W. L.....	Washoe.....	Reno.
Shepherd, G. H.....	Elko	Coral Hill.
Stone, T. N.....	Elko	Elko.
Stampley, O. K.....	Humboldt	Unionville.
Stewart, W. F.....	Storey	Virginia City.
Schultz, E. A.....	Storey	Virginia City.
Wescoatt, N.....	Lincoln.....	Pioche.
Westerfield, W. J.....	Lyon	Silver City.

ASSEMBLY—OFFICERS.

Name.	Position.	Post Office address.
Henry R. Mighels.....	Speaker.....	Carson City.
O. H. Grey.....	Speaker pro tem	Cherry Creek.
J. M. Woodworth.....	Chief Clerk.....	Carlin.
M. D. Wheeler.....	Assistant Clerk	Virginia City.
J. W. Kauffman	Sergeant-at-Arms	Gold Hill.
C. H. Stoddard.....	Assistant Sergeant-at-Arms	Winnemucca.
A. F. Tennant.....	Engrossing Clerk	Carson City.
G. W. Rogers.....	Minute Clerk	Gold Hill.
W. E. Buckingham	Enrolling Clerk.....	Virginia City.
C. S. Crandell.....	Journal Clerk.....	Virginia City.
Miss Mary Wright.....	Copying Clerk.....	Carson City.
C. S. Mott.....	Copying Clerk.....	Carson City.
F. H. Hart.....	Chief Committee Clerk	Austin.
A. R. Whitehill.....	Committee Clerk.....	Carson City.
C. F. Cooke.....	Committee Clerk.....	Reno.
C. S. Hayes.....	Committee Clerk.....	Austin.
John Ward.....	Committee Clerk.....	Carlin.
B. Scharff.....	Messenger	Gold Hill.
C. H. Winslow.....	Page	Pioche.
F. E. Wheeler.....	Page	Virginia City.
T. A. Lee.....	Porter	Carson City.

ASSEMBLY—MEMBERS.

Name.	County.	Post Office address.
Allen, L	Churchill.....	St. Clair's Station.
Atchinson, A. W	Eureka.....	Eureka.
Baily, D. E	Eureka.....	Eureka.
Browmer, J. C	Lincoln	Pioche.
Bell, T. J	Nye.....	Tybo.
Babcock, Jasper.....	Storey	Gold Hill.
Buckingham, E. L	Storey	Virginia City.
Botsford, W. H	Storey	Virginia City.
Beer, Joseph.....	Storey	Virginia City.
Brann, A. T	Storey	Gold Hill.
Cavanaugh, M. G	Eureka.....	Eureka.
Cleaver, C.	Lyon.....	Dayton.
Caldwell, J. M	Nye.....	Belmont.
Coulter, John E	Storey	Gold Hill.
Coburn, George D	White Pine.....	Ward City.
Edson, Benjamin.....	Douglas	Genoa.
Everett, J. K.....	Washeoe.....	Reno.
Griswold, Gilbert.....	Elko	Mineral Hill.
Gladding, J. F	Washeoe	Wadsworth.
Grey, O. H.....	White Pine.....	Cherry Creek.
Hammond, S. W	Humboldt	Mill City.
Howard, W. H	Humboldt	Paradise Valley.
Hawkes, George L.....	Storey	Virginia City.
Howard, P. H.....	Storey	Virginia City.
Harris, John H.....	Storey	Gold Hill.
Kennedy, H.....	Lyon.....	Dayton.
Lowery, A. G	White Pine	Ward City.

LIST OF OFFICERS.

ASSEMBLY—MEMBERS—(Continued.)

Name.	County.	Post Office address.
Moore, J. B.....	Elko	Ruby Valley.
Moore, A. T.....	Lincoln	Bullionville.
Mighels, Henry R.....	Ormsby.....	Carson City.
McIntosh, W. P.....	Ormsby.....	Carson City.
Mills, Francis E.....	Storey	Virginia City.
Nichols, Andrew.....	Lander.....	Austin.
Powers, P. F.....	Douglas.....	Glenbrook.
Parker, H. G.....	Ormsby.....	Carson City.
Rooker, J. E.....	Lander	Austin.
Rule, James G.....	Storey	Virginia City.
Rockhill, Thomas.....	White Pine.....	Hamilton.
Smith, J. L.....	Eureka	Eureka.
Shakespeare, C. P.....	Esmeralda.....	Candelera.
Sargent, H. E.....	Esmeralda.....	Mason Valley.
Sawtelle, M. A.....	Lander.....	Austin.
Steele, S. G.....	Lincoln	Pioche.
Stewart, Wellington.....	Storey	Virginia City.
Smith, A. E.....	Storey	Virginia City.
Shoemaker, J. S.....	Washoe	Reno.
Tolley, J. B.....	Elko.....	Cornucopia.
Trousdale, W. A.....	Humboldt	Winnemucca.
Tomb, George W.....	Storey	Virginia City.
Wright, P. D.....	Lyon	Silver City.

CHAPLAINS.

Name.	Office.	Post Office address.
Foote, H. L.....	Chaplain.....	Carson City.
Hammond, J. D.	Chaplain.....	Carson City.
McClain, J.....	Chaplain.....	Carson City..

LAWS OF THE STATE OF NEVADA.



LAWS OF THE STATE OF NEVADA,

PASSED AT THE

EIGHTH SESSION OF THE LEGISLATURE, 1877.

CHAPTER I—*An Act to create a State Legislative Fund.*

[Approved January 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. For the purpose of paying the salaries of the state members and attachés of the present Legislature, the mileage of the members, and the incidental expenses of the respective Houses, the State Treasurer is hereby authorized and required to set apart from any moneys now in the General Fund, not otherwise specifically appropriated, the sum of ninety thousand dollars, which shall constitute a fund to be denominated the State Legislative Fund. The State Controller is hereby authorized and required to draw his warrant on said fund in favor of the members and attachés of the Senate and Assembly, for stationery allowance, mileage, compensation, and the incidental expenses of the respective Houses, when properly certified to him in accordance with law; and the State Treasurer is hereby authorized and required to pay the same.

SEC. 2. All demands against said fund are hereby exempted from the operations of an Act entitled "An Act relating to the Board of Examiners, to define their duties and powers, and to impose certain duties on the Controller and Treasurer," approved February seventh, eighteen hundred and sixty-five.

SEC. 3. Any money that remain[s] in the fund created by this Act, upon the adjournment of the Legislature, shall revert to the General Fund.

CHAP. II.—An Act to amend an Act entitled “An Act to consolidate and fund the indebtedness of Lincoln County,” approved February seventeenth, eighteen hundred and seventy-three.

[Approved January 18, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section nine of said Act of which this is amendment is hereby amended so as to read as follows:

Treasurer to pay interest from Interest Fund. Section Nine. It shall be the duty of the County Treasurer of Lincoln County, whenever the interest on said bonds becomes due and the same is presented to him for payment, as provided in section two of said Act, to pay the same from the “Interest Fund” provided for in section eight of said Act. Such payment shall be made in the order of presentation, and if the money in said “Interest Fund” be exhausted before the interest on all of said bonds so presented shall be paid, then the

Treasurer must give certificates if Interest Fund is exhausted. said Treasurer shall give to the holders of said bonds respectively, on which the interest cannot be paid, a certificate or certificates of the amount of interest due on each of said bonds, together with the reason why the same is not paid. Such certificate or certificates shall be indorsed on, or attached to coupons presented for payment, and it shall then be the duty of

Money to be set aside. said Treasurer to set aside from the first money subsequently coming into said “Interest Fund” sufficient to pay said certified coupons in the order of their first presentation, and shall immediately notify the holders of said “certified coupons” if the same can be conveniently done, and if not, shall, when there is sufficient money so set aside from said Interest Fund to pay all of said certified coupons, advertise said fact in a newspaper published in said county, if there be one, for the period of one month; *provided*, any of said certified coupons are not presented within one year, then the amount set aside for the payment of the same, as above, shall be used in the payment of any unpaid certified coupons.

Advertisement.

SEC. 2. Section twenty-one of said Act is hereby amended so as to read as follows:

County Commissioners may transfer money to Sinking Fund. Provision. Section Twenty-one. At the first meeting in December in each year of the Board of County Commissioners of said county, they may transfer any surplus money there may be in the General Fund of said county to the Sinking Fund created by this Act; *provided*, there shall be left in the Treasury a sufficient amount to defray the current expenses of said county for the twelve months next ensuing.

Acts repealed.

SEC. 3. All Acts or parts of Acts in conflict with this Act are hereby repealed.

Act to take effect

SEC. 4. This Act shall be in force from and after its passage.

CHAP. III.—An Act to repeal an Act to amend an Act entitled “An Act to provide for the destruction of noxious animals within this State,” approved March seventh, eighteen hundred and seventy-three, approved March fifth, eighteen hundred and seventy-five, and the Act of which the same is amendatory.

[Approved January 18, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. An Act to amend an Act entitled an Act to provide for the destruction of noxious animals within this State, approved March seventh, eighteen hundred and seventy-three, approved March fifth, eighteen hundred and seventy-five, and the Act entitled an Act to provide for the destruction of noxious animals within this State, approved March seventh, eighteen hundred and seventy-three, are severally hereby repealed.

CHAPTER IV—Repealed. See Chapter XIV.

CHAP. V.—An Act to authorize the Commissioners of Eureka County to issue certain bonds, and to provide for the payment of the same.

[Approved January 19, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The Board of County Commissioners of Eureka County, Nevada, are hereby authorized and empowered to issue the bonds of said county, in any sum not to exceed sixteen thousand dollars. No bonds issued as herein provided, shall be of a less amount than two hundred dollars, and none for a greater amount than one thousand dollars each. Said bonds shall bear interest at a rate not to exceed fourteen per cent. per annum, and shall be redeemed in the following manner: Said bonds shall be payable at the office of the County Treasurer of Eureka County on the first Monday of July, A. D. eighteen hundred and seventy-nine. The interest on said bonds shall be payable semi-annually, at the office of the County Treasurer, in Eureka County, Nevada. Of the first moneys coming into the County Treasury each year, after the issuance of said bonds, and after the apportionment shall have been made for State purposes, and to the District Judge's Salary Fund, the County Auditor shall set apart a sufficient sum to

County
Commis-
sioners
author-
ized to
issue
bonds, etc.

pay the interest on said bonds; and during the year A. D. eighteen hundred and seventy-eight, and up to the first Monday in July, A. D. eighteen hundred and seventy-nine, a sufficient sum shall be set apart to pay in full said bonds and the remaining interest thereon.

Commissioners to issue bonds when necessary. SEC. 2. Whenever in the opinion of the Board of County Commissioners, the issuance of said bonds is necessary for the best interests of Eureka County, the County Treasurer shall sell, at par, the whole amount herein provided for, or any part thereof, as said Commissioners by order may direct; and the proceeds of such sale shall be placed in the County Treasury as a fund for the liquidation of the present bonded debt of Eureka County, and shall be applicable to no other purpose.

Form of bonds. SEC. 3. The County Commissioners are hereby authorized and empowered to have said bonds printed in form and manner to carry out the provisions of this Act.

CHAP. VI.—*An Act to legalize certain contracts made by the Mayor and Board of Aldermen of the City of Virginia, Storey County, State of Nevada, and the "Virginia and Gold Hill Water Company," of the same place, and for the issuance and sale of bonds for the payment of said indebtedness thereby incurred.*

[Approved January 22, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Contracts of certain dates legalized. SECTION 1. That all contracts made by the Mayor and Board of Aldermen of the City of Virginia, with the Virginia and Gold Hill Water Company, both of the County of Storey, State of Nevada, dated on the eighth day of December, eighteen hundred and seventy-five, and on the eighth day of June, eighteen hundred and seventy-six, are hereby legalized, confirmed, and declared valid, to all intents and purposes, and all bonds that may be issued by the Mayor and Board of Aldermen of the City of Virginia for the purpose of providing money for the payment of the indebtedness incurred by said contracts, are hereby declared to be legal and valid obligations of and against said city, and the faith and credit of said city are hereby pledged for the prompt payment of the same.

Bonds authorized. SECTION 2. The Mayor and Board of Aldermen of the City of Virginia are hereby authorized at their first meeting after the passage of this Act, or so soon thereafter as it shall be convenient, to issue bonds of said city, to the amount of two hundred and twenty-four thousand dollars, payable in gold coin of the United States, in such amounts or sums as the said Mayor and Board of Aldermen may deem advisable; provided, that no single bond shall exceed in amount the sum of one thousand dollars. The said bonds shall be numbered consecutively, and made payable as follows: The sum of fifty-six thousand dollars

Proviso.

shall become due and payable on the first day of February, eighteen hundred and seventy-eight; the sum of fifty-six thousand dollars shall become due and payable on the first day of February, eighteen hundred and seventy-nine; the sum of fifty-six thousand dollars shall become due and payable on the first day of February, eighteen hundred and eighty; and the sum of fifty-six thousand dollars shall become due and payable on the first day of February, eighteen hundred and eighty-one.

SEC. 3. The said bonds shall be dated when issued, and shall bear interest at the rate of twelve per cent per annum. Said interest shall be payable semi-annually in gold coin of the United States, at the office of the City Treasurer of the said City of Virginia.

SEC. 4. The bonds to be issued pursuant to the provisions of this Act, shall be signed by the Mayor of the said City of Virginia, countersigned by the Clerk of the said City of Virginia, and indorsed by the Treasurer of the City of Virginia, and shall be authenticated with the seal of the said City of Virginia. Coupons for the payment of the interest thereon shall be so attached that they can be removed without injury to the bonds. Such coupons shall be signed by the Mayor of the said City of Virginia.

SEC. 5. The Mayor and Board of Aldermen of the said City of Virginia are hereby authorized and directed to negotiate the sale of the bonds herein provided to be issued, by private sale; provided, that none of said bonds shall be sold or disposed of below their par value; and the said Mayor and Board of Aldermen are hereby directed, unless such bonds have been sold by private sale, to advertise for bids for the sale of said bonds, for the space of ten days, in one of the newspapers in the City of Virginia, and also in one of the leading commercial newspapers of the City and County of San Francisco, California; but such bonds shall not be sold for less than ninety-five per cent. of their par value. The Clerk of said City of Virginia shall keep a record of the amount, number, and date of each bond issued pursuant to the authority herein given, and report the same to the Mayor and Board of Aldermen, and the proceeds of all bonds sold shall forthwith be paid into the Treasury of said City of Virginia. The said bonds shall be made payable to the parties, or bearer, to whom issued, payable in gold coin of the United States, principal and interest. The Treasurer of the City of Virginia shall pay the interest on any bonds issued pursuant to the provisions of this Act, whenever the same become due. No bonds so issued and sold, shall be sold for, or redeemed, in any currency except gold coin of the United States.

SEC. 6. The Mayor and Board of Aldermen of the said City of Virginia, for the purpose of paying the said bonds and interest, shall levy and cause to be collected for the fiscal year commencing January the first, A. D. eighteen hundred and seventy-seven, and annually thereafter, until all of the bonds and interest issued and sold under the provisions of this Act shall have been fully paid, both principal and interest, an ad valorem tax

not to exceed one dollar and fifty cents on each one hundred dollars of all the taxable property, real, personal, and mixed, subject to taxation for other purposes, within the said City of Virginia; and the said tax so levied shall become due and payable the same as other city taxes; and the special tax levied shall be collected by the City Tax Collector, and by him paid to the City Treasurer of said city, and shall be set apart as a special fund to be known as the "Water Bond Redemption Fund," and the said fund is hereby set apart, appropriated, and pledged, as well as the faith and credit of the said City of Virginia, for and to the payment of both principal and interest of all bonds of said City of Virginia, issued in pursuance of the provisions of this Act. No part of the revenue derived from the tax heretofore levied shall be paid out, or in any way diverted from the City Treasury, for any other purpose than the payment of said bonds, principal and interest, unless, when said bonds and interest are all fully paid, there should remain a surplus in said fund, which surplus, if any, may be transferred by the Mayor and Board of Aldermen to the General Fund of the city. The sum of two thousand dollars, or so much thereof as may be necessary, shall be taken from the proceeds of the sale of said bonds, and is hereby appropriated to pay the expense of procuring said bonds, selling them, and placing the proceeds in the City Treasury.

Special Fund.

Surplus.

Expense of bonds.

**Redemp-
tion.**

**Adver-
tisement.**

Interest estopped.

Surrender of bonds not due.

**Adver-
tisement.**

SEC. 7. Whenever there shall be sufficient money in said "Water Bond Redemption Fund" to pay off and redeem any of the bonds mentioned in this Act, at the time they may become due as herein provided, the City Treasurer shall give notice in some newspaper published in the City of Virginia, and also in one of the leading commercial newspapers of the City and County of San Francisco, California, for the period of ten days, which notice shall give the amounts and number or numbers of the bonds to be redeemed, when the same become due, and that the Treasurer of said city will on that day be prepared, and will pay and redeem the same on presentation at his office at the City of Virginia, Nevada; and in case said bond or bonds be not so presented for payment the same shall not draw interest thereafter.

SEC. 8. Whenever at any time there shall be in said "Water Bond Redemption Fund" the sum of ten thousand dollars, over and above the amount required to redeem the principal and interest of the bonds specified in the published notices of the City Treasurer, provided for in the last preceding section of this Act, the Mayor and Board of Aldermen of the City of Virginia may direct the City Treasurer to give ten days notice, by publication in some newspaper published in said city; also, in one of the leading commercial newspapers of the City and County of San Francisco, California, that sealed proposals directed to him will be received for the surrender of any of the bonds issued under the provisions of this Act other than those specified in said published notices of the City Treasurer, and that said sealed proposals will be received by him until the next regular meeting of the Mayor and Board of Aldermen thereafter.

SEC. 9. At the time of the first regular meeting of said

Mayor and Board of Aldermen thereafter, they, together with the City Clerk and Treasurer, shall attend at the meeting room of such Board, and then and there all sealed proposals shall be opened, and they shall accept the lowest bids for the surrender of any such bonds. No bid for more than par value shall be accepted, and must be accompanied by the bond or bonds proposed to be surrendered.

SEC. 10. When any bids are accepted, the City Clerk and City Treasurer shall each take a description of the bonds to be redeemed, specifying the amount to be paid for each of the same, the date, number, and amount thereof, and make a record thereof in their respective offices, and thereupon the Mayor and Board of Aldermen shall by order direct the City Treasurer to purchase the bonds designated in the accepted bid or bids, and pay for the same out of said "Water Bond Redemption Fund;" and all bonds so redeemed shall be canceled by the City Treasurer, by writing across the face thereof, in red ink, the words, "Purchased and redeemed," adding thereto the time when the same was or were so redeemed, and the amount paid therefor, and signing the same officially. The order of the Mayor and Board of Aldermen, together with the record made by the City Clerk, as herein required, shall be sufficient voucher for the City Treasurer in the settlement of his accounts. The bids specified in this Act being equal, preference shall be given to the smallest amount. That shall be deemed the lowest bid which offers the largest amount of bonds in par value for the smallest amount of money. The bid and amount of bonds being equal, taking into consideration both principal and interest, each shall be accepted *pro rata* as near as possible. The City Treasurer shall return all unaccepted bids, together with the bonds therein contained, to the owners, on demand. The City Treasurer shall keep a separate account, under the heading of "Water Bond Redemption Fund," of all moneys received into said fund, and all moneys paid out of said fund, and to whom paid. He shall also on the register of bonds kept by him, write opposite each bond redeemed by him under the provisions of this Act, the word "Purchased," together with the amount paid therefor.

SEC. 11. All the taxes provided for in this Act, after the same shall have been levied and assessed, shall be and become a lien upon all such property so assessed; and all of said taxes provided herein shall be levied at the same time, and become due and payable, and be collected and paid over at the same time as other taxes for city purposes, and the same percentage shall be added to all delinquent taxes returned, and the same percentage allowed to the City Attorney for collecting the same, as is now provided by law for the collection of city taxes.

SEC. 12. The City Tax Collector shall receive for his services in collecting the taxes herein provided, a percentage to be fixed by the Mayor and Board of Aldermen, not to exceed one and one half per cent on the amount of taxes collected by him, and shall return all uncollected taxes as delinquent, which delinquent taxes shall be collected by the City Attorney as other delinquent taxes are now by law collected.

SEC. 13. When a sufficient amount has been realized from

Lowest
bid to be
accepted.

Duties of
Clerk and
Treasurer

Cancella-
tion.

smallest
amount.

Bid and
amount
being
equal.

Bonds
returned.

Treas-
urer's
account.

Tax
becomes a
lien.

Tax, when
levied and
collected.

Percent-
age of Tax
Collector.

Delin-
quent
taxes.

**Final re-
demption.** the sale of the bonds provided for in this Act to satisfy and discharge all of the indebtedness due from the City of Virginia to the said "Virginia and Gold Hill Water Company," under the contracts mentioned in the first section of this Act, the Mayor and Board of Aldermen shall order a warrant to be drawn in favor of said "Virginia and Gold Hill Water Company," signed by the Mayor and City Clerk, for the full amount of said indebtedness, including interest at the rate specified in said contracts, up to the date of said warrant, which warrant shall be delivered to said "Virginia and Gold Hill Water Company" upon said water company receipting to said city for said indebtedness, and upon the delivery by the said water company to said city of all the reservoirs, pipes, and hydrants now in the City of Virginia, constructed by said water company for the protection of said city from fire; and the said reservoirs, pipes, and hydrants shall thenceforth be, and the same are hereby declared to be the property of the said City of Virginia, and the City Treasurer is hereby authorized and directed to pay said warrant, upon presentation to him at his office, out of the proceeds of the sale of said bonds.

**Water
Company
to furnish
a full
supply of
water.** SEC. 14. That from and after the payment of said indebtedness to the said "Virginia and Gold Hill Water Company" the said water company and its assigns and successors, during the existence of the contracts with the city therefor, as herein-after mentioned, shall keep all the said reservoirs, pipes, and hydrants well supplied with water for the purposes for which they were constructed; and the said City of Virginia shall, at any and all times, have the right to use the said water for the extinguishment of fire, and for the protection of said city from damage by fire; and upon the execution and delivery by said water company to said city of an agreement in writing, binding itself, its successors and assigns, to keep said reservoirs, pipes, and hydrants well supplied with water as aforesaid, the said city shall pay to said water company, or its successors or assigns, a sum, to be fixed by agreement between said company and said city, not to exceed the sum of five hundred dollars per month, in United States gold coin.

**Payment
as per
agreement.**

CHAP. VII.—*An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada,' approved November twenty-sixth, eighteen hundred and sixty-one," approved March second, eighteen hundred and seventy-five.*

[Approved January 23, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section nine of said Act is hereby amended so as to read as follows:

Section Nine. Section four hundred and seventy-three of said Act is hereby amended to read as follows:

Section Four Hundred and Seventy-three. An appeal must ^{Appeal,} be taken within three months after the judgment is rendered. ^{when taken.}

CHAP. VIII.—*An Act to amend an Act entitled “An Act to encourage the construction of a railroad from Battle Mountain Station, on the Central Pacific Railroad, in Lander County, State of Nevada, to the City of Austin, in said county, and to authorize said county to issue its bonds for two hundred thousand dollars to aid the same, passed February ninth, eighteen hundred and seventy-five.*

[Approved January 23, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section four of said Act is hereby amended so as to read as follows:

Section Four. Whenever the said persons, their heirs or assigns, shall have graded, laid the ties and a good quality of iron rails, completed and prepared ready for the reception of the rolling stock ten miles of said railroad, and such fact shall appear to said Board of County Commissioners by the affidavit of the Superintendent of the construction of said railroad, and by the personal examination of said Commissioners, and the petition aforesaid shall have been presented to said Board, then the said Board shall prepare, issue, and deliver to said persons, their heirs and assigns, bonds of said county, in an amount which shall bear the same proportion to the whole amount of the bonds to be issued as hereinbefore provided, as the said ten miles of railroad bears to the whole length of said railroad proposed to be constructed, as shown by the survey thereof; and thereafter, upon the completion of the said railroad ready for the rolling stock as hereinbefore provided, of each succeeding and continuous ten miles of said railroad, a like amount of said bonds shall be prepared, issued, and delivered, until upon the completion of the last section of ten miles, or less, at the terminus of said railroad, when and at which time the whole amount of said bonds remaining unissued shall be issued and delivered to said persons, their heirs or assigns.

Sec. 2. Section ten of said Act is hereby amended so as to read as follows:

Section Ten. The said persons, their heirs and assigns, shall, in order to secure the privileges herein specified, within one year after the approval of this Act, complete the locating survey of the route of said railroad, and shall within five years after the approval of this Act, complete, finish, and equip the said entire railroad, from said Central Pacific Railroad, in said Lander County, to said City of Austin, in the manner herein-before stated.

CHAP. IX.—An Act to authorize the Commissioners of Eureka County to change the apportionment of county revenues to certain funds in said Eureka County.

[Approved January 23, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

County Commissioners empowered.

SECTION 1. The County Commissioners of Eureka County are hereby empowered to apportion to the General Fund and Current Expense Fund of said county, as nearly equal as may be deemed necessary, all moneys coming into the County Treasury and by law directed to be apportioned to the Contingent Fund and Indigent Sick Fund.

CHAP. X.—An Act to provide for the payment of the indebtedness of White Pine County known as the Hamilton debt.

[Approved January 26, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Payment estopped.

SECTION 1. From and after the passage of this Act, it shall not be lawful for the Treasurer of White Pine County to pay any warrant drawn on the "Hamilton Debt Fund" of said county prior to the passage of this Act, except in the manner hereinafter provided.

Treasurer shall advertise for proposals.

SEC. 2. Whenever at any time there shall be in said Hamilton Debt Fund the sum of five hundred dollars or more it shall be the duty of the County Treasurer of said county to give at least ten days notice, by publication in some newspaper published in the county. If there be no newspaper published in said county, or if the publisher of such paper shall fail or refuse to publish such notice, for any cause whatever, then in that case the Treasurer of said county shall cause said notice to be posted upon the Court House door, that sealed proposals directed to him will be received for the surrender of county indebtedness audited and allowed by the Board of County Commissioners and payable out of the Hamilton Debt Fund of said county.

The lowest bid to be accepted.

SEC. 3. On the first day of such regular meetings of said Board of County Commissioners they, together with the County Auditor and Treasurer, shall attend at the meeting room of such Board, and then and there open all sealed proposals, and accept the lowest bid or bids for the surrender of legal evidence of county indebtedness against said Hamilton Debt Fund audited; *provided*, that no bid for more than par value shall be accepted by them, nor any bid unless accompanied

Proviso.

with the legal evidence of indebtedness proposed to be surrendered.

SEC. 4. When any bid or bids are accepted the County Purchase Auditor shall take a description of the indebtedness to be surrendered, specifying the amount to be paid for each, the date, number, and amount thereof, and make a record thereof, and thereupon the Board of County Commissioners shall, by order, direct the County Treasurer to purchase the warrants of indebtedness designated in the accepted bid or bids, and pay for the same out of the Hamilton Debt Fund aforesaid; and all warrants so surrendered shall be canceled by the County Treasurer, by writing across the face thereof, in red ink, "Purchased and redeemed," adding thereunto the time when, and the amount paid therefor, signing the same officially. The order of the Board of County Commissioners aforesaid, together with the record made by the County Auditor, as herein required, shall be sufficient vouchers for the County Treasurer in the settlement of his accounts. The bids specified in this Act being equal, preference shall be given to the smallest amount. That shall be deemed the lowest bid which offers the largest amount for the least sum of money. The bids and amount of indebtedness being equal, each shall be accepted *pro rata*, as near as possible. The County Treasurer shall return all unaccepted bids to the owners, on demand. The County Treasurer shall keep a separate account of all moneys received into said fund, and of all moneys paid out of said fund, and to whom paid. He shall also, in the register of Hamilton debt warrants kept by him, write opposite each warrant redeemed under the provisions of this Act, the word "Purchased," and the amount paid therefor.

SEC. 5. All those parts of an Act entitled an Act to disintegrate the Town of Hamilton, in White Pine County, so far as they conflict with the provisions of this Act, are hereby repealed.

CHAP. XI.—An Act to amend an Act entitled “An Act to prevent the destruction of fish in the waters of the State of Nevada,” approved March second, eighteen hundred and seventy-one.

[Approved January 26, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section two of the above entitled Act is hereby amended so as to read as follows:

Section Two. All persons, firms, or corporations who have erected mill dams, water weirs, or other obstruction on rivers or streams within the waters of this State, shall, within thirty days after the passage of this Act, construct fish ways, or fish

to be made.

Cancellation.

Vouchers.

bids.

Bids returned.

Separate account.

Act repealed.

ladders, at such mill dams, water weirs, or obstructions, so that, at all seasons of the year, fish may ascend above such dam, weir, or obstruction, to deposit their spawn. Any person, firm, or corporation owning such mill dam or obstruction, who shall fail to construct or keep in repair such fish way, or fish ladder, shall be deemed guilty of a misdemeanor, and shall be punished by a fine, upon conviction thereof, not exceeding three hundred dollars. All other Acts or parts of Acts conflicting with section one of this Act are hereby repealed.

**Penalty
for failing
to comply
with this
Act.**

**Acts
repealed.**

**When to
take effect** SEC. 2. This Act shall take effect and be in force from and after its passage.

CHAP. XII—Repealed. See Chapter LXXII.

CHAP. XIII.—*An Act to admit to probate a certain paper purporting to be the last will and testament of Rufus Adams.*

The People of the State of Nevada, represented in' Senate and Assembly, do enact as follows:

**Paper to
be as legal
as though
signed by
witnesses.**

SECTION 1. The paper purporting to be the last will and testament of Rufus Adams, deceased, is hereby declared to be as legal and valid as though the signature of the testator to the same was attested by two subscribing witnesses, and the executor of said estate is hereby authorized to offer said paper for probate as the last will of said deceased, before the proper Court, and the signature of the testator to said will may be established with legal evidence other than subscribing witnesses.

**Issue of
fact not
deter-
mined.**

SEC. 2. Nothing in this Act shall be construed as determining the issue of fact whether said paper is the last will and testament of said deceased, but said issue shall be submitted to and determined by the Court.

**May be
contested.**

SEC. 3. Nothing in this Act shall be so construed as to prevent heirs at law, or other parties interested in said estate, from contesting the validity of said paper as the last will of deceased.

This bill having remained with the Governor five days (Sunday excepted), and the Senate and Assembly being in session, it has therefore become a law without the signature of His Excellency the Governor, this thirtieth day of January, A. D. eighteen hundred and seventy-seven.

J. D. MINOR,
Secretary of State.

CHAP. XIV.—An Act to repeal an Act entitled “An Act to legalize certain contracts made by the Mayor and Board of Aldermen of the City of Virginia, Storey County, State of Nevada, and the Virginia and Gold Hill Water Company, of the same place, and for the issuance and sale of bonds for the payment of certain indebtedness thereby incurred,” approved January nineteenth, eighteen hundred and seventy-seven.

[Approved January 30, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. “An Act to legalize certain contracts made by the Mayor and Board of Aldermen of the City of Virginia, Storey County, State of Nevada, and the Virginia and Gold Hill Water Company, of the same place, and for the issuance and sale of bonds for the payment of certain indebtedness thereby incurred,” approved January nineteenth, eighteen hundred and seventy-seven, is hereby repealed.

SEC. 2. The Secretary of State is hereby directed and required to exclude from publication, in the volume of laws to be published of the eighth session of the Nevada Legislature, the Act hereby repealed.

CHAP. XV.—An Act to amend an Act entitled “An Act to require foreign corporations to furnish evidence of their incorporation and corporate name,” approved March third, eighteen hundred and sixty-nine.

[Approved January 30, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section one of said Act is hereby amended so as to read as follows:

Section One. Every incorporated company or association created and existing under the laws of any other State, or of any foreign Government, shall file in the office of the County Recorder of each county of this State, wherein such corporation is engaged in carrying on business of any character, a properly authenticated copy of their certificate of incorporation, or of the Act or law by which such corporation was created, with a proper certificate of the officers of the corporation as to the genuineness of the same; and to each of such certificates shall be appended a duly certified list of the officers of such corporation, which said list, with the proper supplemental certificate, shall be corrected as often as a change in such officers occurs; and a copy of such certificate, duly certified to by the County Recorder

Every company incorporated in any other State must file certificate

List of officers to be appended.

Must be corrected from time to time.

May be introduced in evidence. wherein such certificate is filed, may be introduced in evidence to prove the fact of the existence of such corporation, without further proof.

SEC. 2. Section two of said Act is hereby amended so as to read as follows:

Penalty. Section Two. Any person or persons who shall act as the Managing Agent or Superintendent of any such corporation, in conducting or carrying on any business of such corporation, in any of the counties of this State, without any such certificate having been filed as required by section one of this Act, shall be deemed guilty of a misdemeanor, and on conviction shall be fined not less than fifty nor more than five hundred dollars, to which may be added imprisonment in the county jail for any period not exceeding six months; *provided*, that in all actions against such corporations, associations, or companies which have neglected to file the proper certificate or Act of their incorporation, as heretofore provided, it shall be sufficient to establish the legal existence of such corporation by the proof of their acting as such.

CHAP. XVI.—*An Act for the relief of Jacob Kline.*

[Approved January 30, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Appropriation. SECTION 1. The sum of one thousand and fifty-one dollars and forty cents (\$1,051.⁴⁰) is hereby appropriated out of any moneys in the General Fund not otherwise appropriated by law, or which may hereafter come into said General Fund, in favor of Jacob Kline, for supplies furnished to the State Prison.

Controller required to draw warrant, Treasurer to pay same. SEC. 2. The Controller is hereby directed to draw his warrant in favor of the said Jacob Kline for the above specified sum, and the Treasurer of State is hereby directed to pay the same.

CHAP. XVII.—*An Act for the relief of Harry A. Harville, late Assessor of Elko County, Nevada.*

[Approved February 1, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Controller authorized to draw warrant. SECTION 1. The State Controller is hereby authorized and directed to draw his warrant on the General Fund of the State, in favor of Harry A. Harville, in the sum of forty-five dollars,

for tax receipts returned to State Controller for the year A. D. eighteen hundred and seventy-four.

SEC. 2. The State Treasurer is hereby directed and required Treasurer to pay said warrant on the State Treasury upon the presentation thereof, out of any money in the said General Fund not otherwise specifically appropriated.

SEC. 3. This Act shall take effect and be in force from and ^{Act to take effect} after its passage.

CHAP. XVIII.—An Act to authorize the Board of County Commissioners of Nye County to draw money from the County Treasury for certain purposes.

[Approved February 1, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The County Commissioners of the County of Nye are hereby authorized and empowered to allow from the Contingent Fund of the county a sum not exceeding one thousand dollars, for the purpose of building a jail at Tybo, in said county.

SEC. 2. The County Auditor is hereby directed to draw his warrant on the County Treasurer for such sum as may be allowed by the County Commissioners, upon receiving and filing a certified copy of the order of said Board making said allowance.

SEC. 3. This Act shall take effect from and after its passage. ^{Act to take effect}

CHAP. XIX.—An Act to abolish the office of State Mineralogist, and provide for the care and preservation of the State Museum.

[Approved February 1, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The office of State Mineralogist of the State of Nevada is hereby abolished.

SEC. 2. On and after the first day of January, A. D. one thousand eight hundred and seventy-nine, the Superintendent of Public Instruction shall be ex officio Curator of the State Museum of mineralogical, geological, and other specimens.

SEC. 3. The Curator, when visiting the several school districts in this State, in his capacity as Superintendent of Public Instruction, as is required by law, shall make inquiry so far as is practicable into the resources of the mines situated in the

^{The office abolished.}

^{Superintendent of Public Instruction shall be Curator of the Museum.}

^{Duties of the Curator.}

Report.	respective districts, and inspect the same; collect specimens of ores, ascertain their value, catalogue, and place them in the State Museum, and prepare for publication in the appendix of his biennial report as Superintendent of Public Instruction, a report as Curator of the State Museum in detail of his acts performed and information obtained under the provisions of this Act.
Salary of Curator.	SEC. 4. For the services rendered and expenses incurred by the State Superintendent of Public Instruction as Curator of the State Museum as aforesaid, he shall be allowed a sum of not exceeding five hundred (500) dollars per annum, and he shall have further power to engage the services of one or more employés at such times as he may deem necessary, to clean, rearrange, and catalogue all specimens that are now or that may hereafter be placed in said State Museum, who shall be paid a compensation, subject to the approval of the Board of State Examiners, and on the certificate of the said Curator, of a sum not exceeding five hundred dollars per annum.
May employ others.	SEC. 5. All claims for services rendered, as is provided in section four of this Act, shall be allowed by the Board of State Examiners, and paid by the State Treasurer out of any moneys not otherwise appropriated, on the warrant of the State Controller.
Compensation.	SEC. 6. An Act entitled "An Act to provide for establishing and maintaining a Mining School, and to create the office of State Mineralogist," approved March ninth, one thousand eight hundred and sixty-six, is hereby repealed.
Board of Examiners to allow bills	SEC. 7. An Act entitled "An Act to create the office of State Mineralogist and define the duties of such officer," approved March first, one thousand eight hundred and sixty-nine, is hereby repealed.
Act repealed.	SEC. 8. This Act shall not take effect and be in force until on and after the first Monday in January, A. D. one thousand eight hundred and seventy-nine.
Act repealed.	
Act to take effect.	

CHAP. XX.—*An Act for the relief of the First Nevada Artillery Company.*

[Approved February 1, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Controller directed to draw warrant.	SECTION 1. The Controller of the State of Nevada is hereby authorized and directed to draw his warrant upon the State Treasurer, in favor of the First Nevada Artillery Company, for the sum of three hundred and fifty-three dollars, payable out of any moneys in the General Fund of said State not otherwise specially appropriated, and the Treasurer of said State shall pay said warrant out of said funds upon presentation of the same, which said amount shall be paid to said company and
--------------------------------------	--

received by it in full payment and discharge of any and all claims or demands had, held, or asserted by said company against the State of Nevada, for moneys expended in repairing and putting in effective order the guns, accouterments, and equipments of said company.

CHAP. XXI.—An Act to authorize the payment of certain claims against Storey County.

[Approved February 8, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The Board of County Commissioners of the County of Storey are hereby authorized and directed to pay, out of the General Fund of the Treasury of said county, the following named sums of money, in gold coin, to the following named persons: James Donavan, fifteen dollars; John A. Robertson, seventy-five dollars; James H. Pomeroy, forty dollars; John Kelly, five dollars; Miles Finlan, five dollars; Wm. N. Smith, five dollars; John M. Thaxton, thirty dollars; Duncan McNaught, ten dollars; Neil Loynachan, seventy dollars; Wm. E. Box, forty-five dollars; Michael J. Burke, five dollars; James Flannagan, five dollars; James Murphy, ten dollars; Patrick McManard, five dollars; Michael Collins, thirty dollars; Charles Swain, five dollars; John Banfield, seventy-five dollars; William Harper, ten dollars; Peter P. Hearn, five dollars; Edward Walsh, thirty dollars; S. Sternberg, seventy-five dollars; Patrick Kelly, ten dollars; Patrick E. Hannan, fifty dollars; C. D. Fitch, ten dollars; C. A. Lyford, ten dollars; J. Reed, ten dollars; Henry Argall, ten dollars; Augustin Joseph, five dollars; Jerry Anglon, forty dollars; Timothy Brassell, five dollars; Thomas Byrne, five dollars; James Breen, five dollars; William Bennetts, five dollars; John C. Brain, five dollars; Benjamin Bartlett, ten dollars; L. H. Briggs, ten dollars; B. Boone, five dollars; J. Boelin, ten dollars; Thomas M. Carson, twenty dollars; Thomas Clark, seventy-five dollars; William H. Curnow, ten dollars; Mathew Connelly, five dollars; Martin Callahan, fifteen dollars; J. Collins, thirty-five dollars; Joseph E. Casey, five dollars; James Chatam, ten dollars; William Chapman, five dollars; R. Curriigan, ten dollars; J. Curriigan, ten dollars; A. G. Cohen, ten dollars; Marion N. Davidson, twenty dollars; Robert Dwyer, five dollars; John T. Donahue, fifty dollars; Charles Dougherty, fifteen dollars; George Elston, seventy-five dollars; Joseph Elery, ten dollars; John Flood, five dollars; Michael A. Feeney, five dollars; John Ferris, five dollars; Lawrence Fitzgerald, five dollars; Patrick Fogarty, forty dollars; James Gates, ten dollars; Charles Gladding, fifty dollars; Hugh Galligher, forty dollars; John Gullican, five dollars; William Griffin, fifteen dollars; E. Greenhalf, ten dollars; W. H. Gitlow, five dollars;

same.

A. Hamilton, fifteen dollars; L. Herty, ten dollars; Shannon Heffinfinger, fifteen dollars; F. Holland, five dollars; Nelson Hutchinson, sixty dollars; J. S. Hardwick, five dollars; John Hunt, ten dollars; Richard Hennesey, five dollars; Stephen Hughes, thirty dollars; Jerry Hurley, five dollars; Joseph Hawks, five dollars; J. Hurley, thirty-five dollars; L. Hurley, thirty dollars; Lawrence Healy, twenty dollars; Thomas Joyce, five dollars; Sylvester Knight, ten dollars; John Kelly, ten dollars; Edward Kennedy, five dollars; Edward Kerrigan, five dollars; William Kearney, twenty dollars; Alexander Kelly, five dollars; Thomas Keating, thirty-five dollars; Timothy Keating, five dollars; Roger Kerrigan, five dollars; James Loynachan, five dollars; John Landy, five dollars; William A. Lloyd, five dollars; Dennis Lucy, five dollars; John Lannigan, five dollars; Michael Laven, ten dollars; Frank A. Mayer, twenty-five dollars; Charles McCarty, twenty-five dollars; Thomas A. Menery, thirty-five dollars; John Menhennett, twenty dollars; John Merrick, fifty-five dollars; Thomas Mitchel, ten dollars; Dennis J. Mahoney, fifteen dollars; James Murphy, ten dollars; J. L. Moore, five dollars; James Moore, five dollars; Timothy McCarthy, thirty dollars; Lawrence Manning, five dollars; Francis Monahan, five dollars; John McAlester, five dollars; John McGannigan, five dollars; Robert Merrill, twenty-five dollars; John McCarthy, ten dollars; John McGaigan, fifteen dollars; Thomas Manley, fifteen dollars; Thomas McGrath, thirty five dollars; Henry Niles, seventy-five dollars; Joel Nissvender, seventy dollars; William Noonan, five dollars; Daniel O'Neil, five dollars; Patrick O'Conner, ten dollars; Thomas O'Brien, five dollars; Henry Paty, seventy-five dollars; Henry A. Piper, ten dollars; Charles Priest, twenty-five dollars; David Powers, thirty dollars; Michael Price, five dollars; Nicholas Pierce, sixty-five dollars; William Pillow, fifteen dollars; William Perry, five dollars; William Prince, twenty dollars; T. J. Quinn, five dollars; William Quinn, twenty-five dollars; John Robinson, forty-five dollars; Daniel Regan, five dollars; Patrick Rodgers, five dollars; Daniel Ready, five dollars; Peter Spadier, ten dollars; Cornelius Shea, fifteen dollars; Patrick Sullivan, forty dollars; J. Sullivan, fifteen dollars; Thomas Smith, five dollars; Eugene Sweeney, ten dollars; Mathew Skewers, five dollars; Thomas Symonds, ten dollars; John Stack, twenty dollars; G. Salter, twenty dollars; M. N. Stearns, five dollars; Miles Tiffen, five dollars; Charles Thompson, ten dollars; A. Torini, fifteen dollars; Thomas Thornton, ten dollars; Richard Tobin, five dollars; Thomas Trainer, fifteen dollars; Richard Terver, ten dollars; William Thompson, twenty dollars; John Thornton, five dollars; John H. Thomas, forty-five dollars; William Wallace, twenty-five dollars; John Williams, ten dollars; James Willite, five dollars; M. Wilson, five dollars; James Keyes, seventy-five dollars; Arthur Hill, seventy-five dollars; which said amounts of money shall be paid to said persons, and received by them respectively, in full payment and discharge of any and all claims or demands had, held, or asserted by them, or any of them, against the State of Nevada, the County of Storey, or the City of Virginia, for services rendered by

them in the preservation of the peace, and the maintenance of reason of payment of the law, order, and quiet of the City of Virginia, and the protection of the lives and property of the citizens thereof, subsequent to and immediately following the conflagration in said city, on the twenty-sixth day of October, A. D. eighteen hundred and seventy-five.

SEC. 2. This Act shall take effect from and after its passage. Act to take effect

CHAP. XXII.—An Act to amend an Act entitled “An Act to provide for the payment of the outstanding indebtedness of Churchill County,” approved March fourth, eighteen hundred and seventy-one.

[Approved February 3, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section five of said Act is so amended as to read as follows:

Section Five. On the first day of such regular meeting, or at any special meeting of said Board of County Commissioners, Commissioners they, together with the County Auditor and Treasurer, shall open all sealed proposals, and accept the lowest bids for the surrender of county indebtedness specified in the preceding section; provided, that no bid for more than par value be accepted by them, Par value. nor any bid unless accompanied by the certificate or certificates issued for the indebtedness proposed to be surrendered; and, provided further, that when sealed proposals are opened as above Proviso, prescribed, if there be not a sufficient amount of obligations of said county offered at not exceeding of the amount of the principal and interest then due thereon, to exhaust the money then in said Redemption Fund of said county, the Treasurer of said county shall immediately give notice for ten days, as required Treasurer for sealed proposals, of the amount of money remaining in to give notice. said fund, and that the same will be applied to the payment of the then oldest outstanding obligations of said county (specifying them), payable out of said fund at par, of principal and interest then due thereon; and shall state in such notice that the obligations specified in the notice will—if not presented and paid—cease to bear interest from and after the expiration of said notice; and the money so specified for their payment shall be reserved in the said fund for that purpose until called Money reserved. for under such notice; provided, it be called for within one year, and if not so called for within one year after such notice, such money shall then be applied to the payment of other obligations of said county, payable out of said Redemption Fund, if called for in one year. there be any such, and if none, then said money shall be placed in the General Fund of said county.

SEC. 2. Section eight of said Act is hereby amended so as to read as follows:

County
Commis-
sioners
may
transfer.

Section Eight. At the first meeting in January of each year, or at any regular or special meeting of the Board of County Commissioners of said county, they may transfer any surplus money there may be in the General Fund, Indigent Sick Fund, and Contingent Fund of said county to the fund created by the Act of which this [is] amendatory.

CHAP. XXIII.—An Act to provide for the payment of services of the Clerk in State Library for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six.

[Approved February 3, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Appropri-
ation.

SECTION 1. The sum of thirty-six hundred (\$3,600) dollars is hereby appropriated out of any moneys in the State Treasury of this State not otherwise appropriated by law, or which may come into said State Treasury, for the payment of services of Clerk in Library for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six.

Controller
to draw
warrant,
etc.

SEC. 2. The Controller of State is hereby directed to draw his warrant in favor of said Library Clerk for said amount, and the State Treasurer is hereby directed to pay the same.

CHAP. XXIV.—An Act to detach a portion of the territory of Elko County from said county, and to attach the same to Eureka County.

[Approved February 7, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Territory
detached
from Elko
County
and at-
tached to
Eureka
County.

SECTION 1. The following described territory, now a portion of Elko County, Nevada, is hereby detached from said Elko County, and is hereby attached to and made a part of Eureka County, Nevada, to wit: All that territory embraced within the following boundaries: Commencing at a point where the Central Pacific Railroad crosses the east boundary line of Eureka County, and running thence southerly to a point where the one hundred and sixteenth (116) meridian crosses the east and west line between Eureka and Elko Counties; thence westerly along said east and west line to the southwest corner of Elko County; thence northerly along the present dividing line between Eureka and Elko Counties, to the place of beginning; the same embracing and transferring from Elko County to Eureka

County all that portion of territory commonly known as the "Mineral Hill Strip," and the line surveyed by the County Surveyor of Eureka County during the year A. D. eighteen hundred and seventy-five, commencing at a point where the Central Pacific Railroad crosses the east boundary line of Eureka County, and running thence southerly to a point where the one hundred and sixteenth (116) meridian crosses the east and west line between Eureka and Elko Counties, is hereby fixed and established as the boundary line between said counties. In consideration of this cession of territory by Elko County to Eureka County, the latter shall, within one year from the date of the passage and approval of this Act, pay to the former the sum of twelve hundred dollars, gold coin of the United States.

SEC. 2. All suits now pending in the District Court in and for Elko County, which in any way appertain to property, real, personal, or mixed, situate within the territory hereby detached from said Elko County and attached to Eureka County, and all actions for the recovery of any debt between citizens now living within the boundaries of the said territory detached from Elko County, shall within forty days from the date of the approval of this Act, be by the County Clerk of said Elko County duly and legally transferred and certified to the Clerk of Eureka County, together with all papers and documents pertaining to the same, which shall be by said Clerk of Eureka County filed in his office and entered in the calendar of the District Court in and for Eureka County at the first term thereof after the receipt of the same; *provided*, where both the plaintiff and defendant to any suit, residing within the limits of said territory hereby detached from Elko County, pending in the District Court in and for Elko County, shall file with the County Clerk of Elko County, prior to the expiration of the forty days above mentioned, a statement consenting or requesting that the suit to which they are parties may be determined in said District Court in Elko County, then, and not otherwise, said suit or suits shall not be transferred, as herein provided; and any suit or suits transferred as herein provided from the said District Court in and for Elko County to the District Court in and for Eureka County, shall be heard, tried, and determined in all respects as though originally commenced in said last mentioned Court.

SEC. 3. The County Recorder of Elko County is hereby authorized and empowered, and it shall be his duty, to transcribe into suitable books all records in his custody pertaining or relating to or affecting the title to any property situated within the limits of the territory hereby detached from said Elko County, and to make a suitable index thereto. Said transcript and index shall be made as soon as practicable after the passage and approval of this Act—and within ninety days after the approval of the same—and when completed, shall deliver the same to the County Recorder of Eureka County, and they shall thereafter be kept in his office, and shall be, for every purpose, of the same force and effect as other county

Compensation. records. The Recorder of Elko County shall be entitled to receive, as compensation for the services hereby imposed, one half of the fees now allowed by law for recording and indexing written instruments in his office. His claims for said compensation shall be allowed, upon presentation, by the County Commissioners of Eureka County, on the completion and delivery of said transcripts and index, and be paid as other claims against said county.

CHAP. XXV.—An Act to amend sections one, three, four, five, and twenty-two of an Act entitled “An Act to provide for the government of the State Prison of the State of Nevada,” approved March seventh, eighteen hundred and seventy-three.

[Approved February 8, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section one of an Act of the Legislature entitled “An Act to provide for the government of the State Prison of the State of Nevada,” approved March seventh, eighteen hundred and seventy-three, is hereby amended to read as follows:

Section One. The Board of State Prison Commissioners, as named in section twenty-one of Article V of the Constitution, “shall have such supervision of all matters connected with the State Prison as is provided for,” as follows: They shall have full control of all the State Prison grounds, buildings, prison labor, prison property; shall purchase, or cause to be purchased, all needed commissary supplies, all raw material and tools necessary for any manufacturing purposes carried on at said prison; shall sell all manufactured articles and stone, and collect the money for the same; shall rent, or hire out, any or all of the labor of the convicts, and collect the money therefor.

SEC. 2. Section three of said Act is hereby amended to read as follows:

Section Three. It shall be the duty of the Secretary to keep, or cause to be kept, a full and complete account, in a book or books to be kept for that purpose, of all the transactions and proceedings of the Board.

SEC. 3. Section four of said Act is hereby amended to read as follows:

Section Four. On the second Monday in February, eighteen hundred and seventy-seven, and on the first Monday of February of each regular session of the Legislature thereafter, the Senate and Assembly shall convene in the Assembly Chamber, and by joint vote shall elect a Warden of the State Prison for the term of two years, and until his successor is duly elected. The Warden so elected shall be the chief executive officer of the prison, at a salary of three thousand dollars per annum, and shall reside at the prison. The Deputy Warden, in the

Prison
Commissioners to
have full
control of
grounds,
labor, etc.

Duty of
Secretary.

Legisla-
ture to
elect a
Warden.

absence of the Warden, shall perform all the duties of the Warden, shall reside at the prison, and shall receive a salary of eighteen hundred dollars per annum.

SEC. 4. Section five of said Act is hereby amended to read as follows:

Section Five. The Warden shall appoint a Deputy Warden, and have power to remove the same, also all necessary help; shall have the general superintendence of prison discipline and prison labor; shall keep, or cause to be kept, a book wherein shall be recorded the name, age, sex, occupation, place of birth, where sent from, the crime charged, date of incarceration and expiration of the term for which the prisoners therein confined were sentenced, and shall make out a correct monthly report of the same, and file such report with the Secretary of the Board; and shall securely and carefully file in his office all commitments of prisoners that may be sent to the State Prison, and keep, or cause to be kept, a correct account, and certify any mileage that may be due to any Sheriff or Deputy Sheriff for conveying prisoners to the State Prison.

SEC. 5. Section twenty-two of said Act is hereby amended to read as follows:

Section Twenty-two. The Warden, before entering upon the discharge of his duties, shall execute a bond in such sum as the Board of Commissioners shall designate, not exceeding twenty thousand dollars, for the faithful discharge of his duties, which bond shall be given to the State of Nevada, approved by the Chief Justice of the Supreme Court, and filed with the Secretary of State.

SEC. 6. In the event of the death or resignation of the Warden so elected, the vacancy shall be filled by the Board of State Prison Commissioners.

SEC. 7. This Act shall take effect on and after its final passage and approval by the Governor, and all Acts and parts of Acts, in conflict with the provisions of this Act, are hereby repealed.

CHAP. XXVI.—An Act to authorize the Mayor and Board of Aldermen of the City of Virginia to pay the claim of William Cook.

[Approved February 8, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The Mayor and Board of Aldermen of the City of Virginia shall, upon the passage of this Act, proceed to examine into and ascertain the validity of the claim of William Cook, or his assigns, against said city, based upon a warrant issued upon the twenty-sixth day of February, A. D. eighteen hundred and sixty-three, in favor of George F. Jones & Co., or bearer, for the sum of four thousand dollars, in gold coin of the United States, payable in one year from date, with interest at

the rate of four per cent. per month until paid, which said warrant is numbered eight hundred and seventy-seven; and said Mayor and Board shall further ascertain the amount which was due and owing upon said warrant upon the first day of July, A. D. eighteen hundred and seventy-one.

Bonds to be issued and delivered. SEC. 2. After having made such examination, and being satisfied of the validity of said claim, and having ascertained the amount due thereon, as hereinbefore provided, the Mayor and Board of Aldermen of the City of Virginia shall prepare, issue, and deliver to William Cook, or his assigns, the bonds of the City of Virginia in payment of any sum which they may find was due and owing by the said city, upon the warrant aforesaid, upon the first day of July, A. D. eighteen hundred and seventy-one; but the whole amount of said bonds shall not

Bonds not exceed the sum of eighteen thousand five hundred and sixty dollars; etc. which bonds shall be received and accepted in full payment and satisfaction of said claim, and shall only be delivered upon the surrender of said warrant for cancellation.

SEC. 3. Said bonds shall be for the sum of not more than five hundred dollars each, shall be printed with interest coupons attached thereto, shall express on the face of both bonds and coupons that they are payable in United States gold coin, shall bear interest at the rate of ten per cent. per annum, payable semi-annually. The bonds shall be payable to William Cook, or bearer, at the office of the City Treasurer of said city, in ten years from their date. The bonds shall be prepared in proper form, under the direction of said Mayor and Board, and shall be signed by the Mayor and countersigned by the Clerk of said Board, who shall attach thereto the seal of said city. The coupons for semi-annual interest shall be signed by the Mayor.

SEC. 4. The Mayor and Board of Aldermen of the said City of Virginia are hereby authorized and directed, from and after the issuance of the bonds hereinbefore provided for, to create in the City Treasury of said city a fund, to be known as the "Redemption Fund for the bonds of eighteen hundred and seventy-seven;" and thereafter and until the full payment of the principal and interest of said bonds, the said Mayor and Board of Aldermen shall cause to be appropriated out of any funds coming to said Treasury, of said fund annually, a sufficient sum to pay the semi-annual interest, and to redeem one tenth of said bonds.

SEC. 5. Whenever at any time there shall be in said Redemption Fund the sum of one thousand dollars, or over, it shall be the duty of the City Treasurer to give ten days notice by publication in some newspaper published in said city, that sealed proposals directed to him will be received for the surrender of said bonds; and that sealed proposals will be received by him until the next regular meeting of the Board of Aldermen thereafter.

SEC. 6. At the time for the first regular meeting of the Board of Aldermen thereafter, such Board, with the City Clerk and Treasurer, shall attend at the meeting room of such Board, and then and there open all sealed proposals and accept the lowest bids for the said bonds specified in the preceding section.

No bid for more than par value shall be so accepted, nor unless accompanied with the bond or bonds proposed to be surrendered.

SEC. 7. When any bids are accepted, the City Clerk and City Treasurer shall each take a description of the bond or bonds to be redeemed, specifying the amount to be paid for each of the same, the date, number, and amount thereof, and make a record thereof in their respective offices; and thereupon the Board of Aldermen shall, by order, direct the City Treasurer to purchase the bond or bonds designated in the accepted bid or bids, and pay for the same out of the Redemption Fund aforesaid; and all bonds so redeemed shall be canceled by the City Treasurer, by writing across the face thereof, in red ink, the words "Purchased and redeemed," adding thereto the time when the same was so redeemed, and the amount paid therefor, and signing the same officially. The order of the Board of Aldermen aforesaid, together with the record made by the City Clerk, as herein required, shall be sufficient vouchers for the City Treasurer in the settlement of his accounts. The bids specified in this Act being equal, preference shall be given to the smallest amount. That shall be deemed the lowest bid which offers the largest amount of bonds in par value for the smallest amount of money. The bids and amounts of bonds being equal—taking into consideration both principal and interest—each shall be accepted *pro rata*, as near as possible. The City Treasurer shall return all unaccepted bids, together with the bond or bonds therein contained, to the owners, on demand. The City Treasurer shall keep a separate account, under the heading of "Redemption Fund," of all moneys received into said fund, and of all moneys paid out of said fund, and to whom paid. He shall also, on the register of said bonds kept by him, write opposite each bond redeemed by him under the provisions of this Act, the word "Purchased," together with the amount paid therefor.

CHAP. XXVII.—*An Act to regulate the sale or disposal of opium, and to prohibit the keeping of places of resort for smoking, or otherwise using that drug.*

[Approved February 9, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. From and after the last day of March, A. D. eighteen hundred and seventy-seven, it shall be unlawful for any person or persons, as principals or agents, to sell, give away, or otherwise dispose of any opium in this State, except druggists and apothecaries; and druggists and apothecaries shall sell it only on the prescription of legally practicing physicians.

Unlawful
to sell, etc.
opium.

Misde-
meanor,
punish-
ment for.

SEC. 2. Any person or persons who shall be found guilty of violating the provisions of this Act shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine not exceeding five hundred dollars, or by imprisonment in the county jail for a time not exceeding six months, or by both such fine and imprisonment, in the discretion of the Court.

Fees of
District
Attorney
and
informer.

SEC. 3. In all cases when fines and costs shall be paid by the defendant under the provisions of this Act, the fee of the District Attorney shall be twenty-five dollars, and the fee of the informer shall be fifteen dollars; but neither of said fees shall in any case under the provisions of this Act be a charge against or be paid by the county in which the offense was committed, or in which the defendant was convicted of the crime.

Misde-
meanor to
keep
house, etc.
for use of
opium.

SEC. 4. Any person or persons who shall keep a house, room, or apartment that is used as a place of resort by persons for the purpose of indulging in the use of opium, either by smoking or otherwise, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished as provided in section two of this Act.

Term per-
son and
agent, etc.
what to
include.

SEC. 5. The term "person or persons," as used in this Act, shall include copartnerships and associations, and the term "agents," as used in this Act, in addition to its usual meaning, shall include all persons who act for another, or other person or persons, or for corporations, either domestic or foreign.

CHAP. XXVIII.—An Act to amend an Act entitled "An Act to provide for the maintenance and supervision of public schools," approved March twentieth, eighteen hundred and sixty-five, as amended March eighth, eighteen hundred and sixty-seven.

[Approved February 12, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section forty-three of said Act, as amended March eighth, eighteen hundred and sixty-seven, is hereby amended so as to read as follows:

School
money
not to be
used for
sectarian
purposes.

Section Forty-three. No portion of the public school funds, nor of money raised by State tax, or specially appropriated for the support of public schools, shall be devoted to any other object or purpose; nor shall any portion of the public school funds, nor of money raised by State tax for the support of public schools, be in any way segregated, divided, or set apart for the use or benefit of any sectarian or secular society or association.

CHAP. XXIX.—An Act to authorize the County Commissioners of Washoe County to issue bonds for the construction of a county bridge across the Truckee River at Reno, in said county, and to provide for the payment of the same.

[Approved February 12, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The County Commissioners of Washoe County are hereby authorized and empowered to issue bonds in the name of the county, to the extent of sixteen thousand dollars, and to pledge the good faith and credit of said county for the payment of both principal and interest thereof, for the purpose of constructing a bridge across the Truckee River, in the Town Place of Reno, at the intersection of Virginia street with said river. Said bridge shall be constructed of wood or iron, or both, as said County Commissioners may determine, and shall be of sufficient width for two wagons to pass each other on the carriage way, with sidewalks on each side, separated from the carriage way by a substantial railing.

SEC. 2. The Commissioners shall cause said bonds to be prepared; they shall be signed by the Chairman of the Board, and countersigned by the Clerk of the Board, indorsed by the County Treasurer, and authenticated with the seal of the County Clerk. Coupons for interest shall be attached to each bond so that the coupon may be removed without injury to the bond; said coupons, consecutively numbered, shall be signed by the County Treasurer.

SEC. 3. No bonds issued under the provisions of this Act shall be sold for any currency except gold coin of the United States, nor at less than par value.

SEC. 4. The County Commissioners are hereby duly authorized to negotiate the sale of the said bonds, the proceeds of which shall be placed in the County Treasury, to the credit of a fund to be known as the Reno Bridge Fund, for the purposes mentioned in section one of this Act.

SEC. 5. The bonds shall be of the denomination of five hundred dollars each; they shall be numbered from one to thirty-two; the interest shall not exceed ten per cent per annum, payable annually, and in no case shall any of such bonds issued by virtue of this Act run a longer term than sixteen years from the date of issue; nor shall a greater amount than one thousand dollars of the principal of said bonds be made payable in one year.

SEC. 6. For the purpose of creating a fund for the payment of the bonds hereby authorized, and the interest thereon, the Board of County Commissioners of Washoe County is hereby authorized and empowered to levy and collect, annually, a tax of one tenth of one per cent upon the assessed value of all the property, real and personal, within the boundaries of said Washoe County, until such bonds and the interest thereon shall have been fully paid. Such tax shall be assessed and

collected in the same manner and at the same time as other taxes are assessed and collected, and the proceeds thereof shall be kept by the County Treasurer in the Reno Bridge Fund.

Redemp- SEC. 7. The Board of County Commissioners shall, when necessary, give notice, by publication in some newspaper published at the county seat of Washoe County, for a term not exceeding sixty days, setting forth the amount of money on hand for the purpose of redeeming such bonds, and the number and date of bonds subject to redemption, together with the time at which the interest on said bonds will cease.

Act to take effect SEC. 8. This Act to take effect and be in force from and after its approval.

CHAP. XXX.—An Act requiring persons slaughtering horned cattle to keep the hides and ears ten days, and punishing a failure so to do.

[Approved February 12, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Hides to be kept. SECTION 1. Any person slaughtering any horned cattle shall keep, for the period of ten days, in some place where the same may be seen, the hide intact, with the ears on, and shall, on demand of any person or persons, be required to produce said hide, with the said ears on, for the said period of ten days.

Penalty. SEC. 2. Any person violating the provisions of this Act shall be guilty of misdemeanor, and on conviction shall be fined not exceeding five hundred dollars, or imprisoned in the county jail for a period not more than six months.

CHAP. XXXI.—An Act authorizing the Board of County Commissioners of Lyon County, Nevada, to build a jail at Silver City, in said county, and to appropriate money for the same.

[Approved February 12, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

County Commissioners authorized to set apart a certain sum. SECTION 1. The Board of County Commissioners of Lyon County, Nevada, are hereby authorized to appropriate out of any money in the Treasury of said county not otherwise specially appropriated, a sum not exceeding fifteen hundred dollars, for the purpose of building a jail at Silver City, in said county.

CHAP. XXXII.—*An Act to prohibit certain advertisements tending to promote licentiousness and crime.*

[Approved February 13, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. It shall not be lawful for any person to advertise or publish, or cause to be advertised or published in a newspaper, pamphlet, handbill, book, or otherwise, within the State of Nevada, any medicine, nostrum, drug, substance, or device for the prevention of human propagation, or which purports to be, or is represented to be, a preventive of conception or pregnancy in women.

SEC. 2. It shall not be lawful for any person to advertise or publish, or cause to be advertised or published in the manner mentioned in section one, or otherwise, any medicine, nostrum, drug, substance, instrument, or device, to produce the miscarriage or premature delivery of a woman pregnant with child, or which purports to be, or is represented to be, productive of such miscarriage or premature delivery, nor to advertise in any manner his or her services, aid, assistance, or advice, or the services, assistance, or advice of any other person, in the procurement of such miscarriage or premature delivery.

SEC. 3. Every person who shall violate the provisions of section one or section two of this Act, shall be deemed guilty of a misdemeanor, and on conviction thereof be punished by a fine of not less than one thousand dollars nor more than three thousand dollars, or by imprisonment in the county jail not less than six months nor more than one year, or by both such fine and imprisonment, in the discretion of the Court.

SEC. 4. The proprietor or proprietors and the manager or managers of any newspaper, periodical, or other printed sheet published or printed within the State of Nevada, which shall contain any advertisement prohibited by sections one and two of this Act, shall, for each publication of such advertisement, be deemed guilty of a misdemeanor, and on conviction thereof be punished in the same manner as is provided in section three of this Act.

SEC. 5. Every person who shall knowingly sell, distribute, give away, or in any manner dispose of or exhibit to another person any newspaper, pamphlet, book, periodical, handbill, printed slip, or writing, or cause the same to be so sold, distributed, disposed of, or exhibited, containing any advertisement prohibited in sections one or two of this Act, or containing any description or notice of, or reference to, or information concerning, or direction how or where to procure any medicine, drug, nostrum, substance, device, instrument, or service, the advertisement of which is herein prohibited or declared to be unlawful, shall, on conviction thereof, be liable to the same punishment as prescribed in section three of this Act; *provided,*

Proviso. that nothing in this Act shall be construed to interfere with or apply to legally licensed physicians in the legitimate practice of their profession.

Act to take effect SEC. 6. This Act to take effect and be in force from and after the first day of May, eighteen hundred and seventy-seven.

CHAP. XXXIII.—An Act to amend section two of an Act entitled “An Act to amend sections five and seven of an Act of the Legislature of the State of Nevada entitled ‘An Act to provide for constructing toll roads and bridges in the State of Nevada,’” approved March tenth, eighteen hundred and seventy-five.

[Approved February 18, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section two of the Act of which this Act is amendatory is hereby amended so as to read as follows:

Section Two. Section seven of said Act of which this Act is amendatory, is hereby amended so as to read as follows:

County to own toll roads on expiration of charters. Section Seven. Upon the expiration or forfeiture of any toll road franchise granted under the provisions of this Act, and in case of the expiration or forfeiture of any toll road franchise granted under the provisions of any other Act, whether the same shall have already happened or may hereafter happen, the ownership of said road, with all the rights and privileges theretofore belonging to the same, shall vest in the county or counties in which said road shall be located; and whenever the same shall have happened, or may hereafter happen, the County Commissioners of the proper county may declare so much thereof as is within their county a free highway; provided, that in all cases falling within this section, the County Commissioners of the proper county may give a lease at a nominal rental of any such road whereon tolls are now collected, either under the provisions of any Act of the Legislature of this State, or by and with the consent of the County Commissioners aforesaid, to the proprietors, their successors or assignees of such road, for a term of not to exceed five years, giving to such lessee the right to collect tolls on such road, subject, however, to all the provisions of this Act; and upon the expiration or forfeiture of any such lease, and whenever and as often as the same shall happen, the County Commissioners of the proper county, if they deem it expedient, may give a new lease of such road upon the like terms and conditions, for a further period of not to exceed five years, to the original or any other lessee, unless said road passes through two or more counties, in which case the original lessee, or his assigns, shall have preference.

Acts repealed. SEC. 2. All Acts, and parts of Acts, in conflict with the provisions of this Act, are hereby repealed.

CHAP. XXXIV.—An Act to amend an Act concerning crimes and punishments, approved November twenty-sixth, A. D. eighteen hundred and sixty-one.

[Approved February 13, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section thirty-nine of said Act is amended so as to read as follows:

Section Thirty-nine. If any person or persons, with or without deadly weapons, upon previous concert and agreement for dueling, fight one with the other, or give or send, or authorize any other person to give or send a challenge verbally or in writing, to fight any other person, the person or persons giving, sending, or accepting a challenge to fight any other person, with or without weapons, upon conviction thereof shall be punished by imprisonment in the State Prison not less than two years or more than five years; and every person who shall act for another in giving, sending, or accepting either verbally or in writing, a challenge to fight any other person, upon conviction thereof they, or either, or any of them, shall be punished by imprisonment in the State Prison not less than two years or more than five years. Should death ensue to any person in such fight, or should any person die from any injuries received in such fight within one year and one day, the person or persons causing, or having any agency in causing such death, either by fighting, or by giving or sending for himself, or for any other person, or in receiving for himself, or for any other person, such challenge to fight, shall be deemed guilty of manslaughter, and punished accordingly.

SEC. 2. All Acts, and parts of Acts, in conflict with this Act, are hereby repealed.

SEC. 3. This Act to go in effect from and after its passage.

CHAP. XXXV.—An Act to amend an Act entitled “An Act concerning crimes and punishments,” approved November twenty-sixth, eighteen hundred and sixty-one.

[Approved February 15, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section fifty-seven of the Act entitled an Act concerning crimes and punishments, approved November twenty-sixth, eighteen hundred and sixty-one, is hereby amended so as to read as follows:

Section Fifty-seven. Every person who shall willfully and

Arson, second degree, to burn dwelling house, etc. maliciously burn or cause to be burned any dwelling house or building owned by himself, or the property of another, in the daytime, or in the night or daytime willfully burn, or cause to be burned, any kitchen, office, shop, barn, stable, storehouse, warehouse, or other building, or stacks or stocks of grain, or stacks or stocks of hay or straw, or cordwood, or lumber, or charcoal of the value of fifty dollars or more, or standing crops, the property of any other person or corporation, or any church, meeting house, school house, State House, Court House, or other public building, or any ship, vessel, boat, or other water craft, or any bridge of the value of fifty dollars or more, erected across any of the waters of this State, such person so offending shall be deemed guilty of arson in the second degree, and upon conviction thereof shall be punished by imprisonment in the State Prison for a term not less than one year nor more than ten years; and should the life or lives of any person or persons be lost in consequence of such burning, as mentioned in this and the preceding section, such offender shall be deemed guilty of murder, and shall be indicted and punished accordingly.

**Punish-
ment.****When
guilty of
murder.****Malicious-
ly killing
or poison-
ing cattle,
etc.****Punish-
ment.**

SEC. 2. Section one hundred and forty-two of said Act is hereby amended so as to read as follows:

Section One Hundred and Forty-two. Every person who shall willfully or maliciously wound or kill, with firearms, knives, or other deadly weapon, any cattle or domestic animal belonging to another person, or administer any poison to, or expose any poisonous substance with the intent that the same shall be taken or swallowed by any cattle or domestic animal belonging to another person, shall on conviction be punished by imprisonment in the State Prison not less than one year nor exceeding three years, or by fine not exceeding five hundred dollars, or by both such fine and imprisonment.

CHAP. XXXVI.—An Act to punish the willful and fraudulent killing of stock running at large, and the selling or buying any hide, or carcass, or animal, the brand on which has been cut out or obliterated.

[Approved February 15, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

**Willful
killing of
animals
running
at large.
Punish-
ment.****Felony to
sell, etc.,
hide when
brand cut
out.**

SECTION 1. Any person who with intent to defraud, shall willfully kill any animal running at large not his own, shall be guilty of felony, and on conviction shall be fined not more than one thousand dollars, or imprisoned in the State Prison not more than five years nor less than one year.

SEC. 2. Any person who shall sell or purchase with intent to defraud, the hide or carcass of any animal the brand or mark on which has been cut out or obliterated, shall be guilty of

felony, and on conviction shall be fined not more than one thousand dollars, or imprisoned in the State Prison not more than five nor less than one year.

CHAP. XXXVII.—*An Act to authorize the Supreme Court, or the Justices thereof, to issue restraining orders pending the determination of appeals.*

[Approved February 16, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. In all cases when an appeal has been taken from a judgment or order denying an injunction, or dissolving an injunction, the appellant may, at any time after perfecting his appeal, upon filing an affidavit showing good cause therefor, apply to the Supreme Court, or to the Justices thereof, for an order restraining the respondent pending the appeal; and said Court, or a majority of the Justices thereof, may grant such order whenever it shall appear to be necessary in order to prevent irreparable damage to the appellant pending the appeal; provided, such order shall not be granted except upon a sufficient undertaking of at least two sureties, to be approved by the said Court, or two Justices thereof, that the appellant will pay to the respondent all damages, not exceeding the amount specified in the undertaking, which he may sustain by reason of such restraining order, if the order appealed from shall be affirmed in the appellate Court.

CHAP. XXXVIII.—*An Act to extend the term granting to Isaac C. Bateman, and his associates and assigns, the right and grant conferred under and by virtue of an Act entitled "An Act to supply the Town of Austin with water," approved February sixteenth, eighteen hundred and sixty-four, passed at the third regular session of the Legislative Assembly of the Territory of Nevada.*

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. That the right given to Isaac C. Bateman, his associates and assigns, in the Act entitled "An Act to supply the Town of Austin with water," approved February sixteenth, eighteen hundred and sixty-four, shall be and the same is hereby extended for the term of fifteen years from the fifteenth day of February, eighteen hundred and seventy-nine, subject, how-

ever, to all the conditions, regulations, provisions, and restrictions contained in the said Act above referred to.

This bill having remained with the Governor five days (Sunday excepted), and the Senate and Assembly being in session, it has therefore become a law without the signature of his Excellency, the Governor, this seventeenth day of February, eighteen hundred and seventy-seven.

J. D. MINOR,
Secretary of State.

CHAP. XXXIX.—An Act to amend an Act entitled “An Act to provide revenue for the support of the government of the State of Nevada, approved March ninth, eighteen hundred and sixty-five, approved March eleventh, eighteen hundred and sixty-seven, approved March third, eighteen hundred and sixty-nine,” approved March fourth, eighteen hundred and seventy-one, “approved February twentieth, eighteen hundred and seventy-three.

[Approved February 20, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section one of the Act of which this [Act] is amendatory is amended so as to read as follows:

Section One. The Treasurers of the several counties of this State shall be allowed the following named annual salaries, to wit: The Treasurer of Storey County, three thousand dollars; of Ormsby County, fifteen hundred dollars; of Douglas County, eight hundred dollars, on and after the first day of January, A. D. eighteen hundred and seventy-nine; Esmeralda County, eight hundred dollars; of Lyon County, twelve hundred dollars; of Washoe County, twelve hundred dollars; of Churchill County, six hundred dollars; of Lander County, one thousand dollars, on and after the first day of January, A. D. eighteen hundred and seventy-nine; of Humboldt County, one thousand dollars; of White Pine County, one thousand dollars, on and after the first day of January, A. D. eighteen hundred and seventy-nine; of Elko County, fifteen hundred dollars, on and after the first day of January, A. D. eighteen hundred and seventy-nine; of Lincoln County, one thousand dollars, on and after the first day of January, A. D. eighteen hundred and seventy-nine; of Nye County, twelve hundred dollars. Said salaries to be audited by the Board of County Commissioners, and paid at the end of each quarter, out of the Treasurer's Salary Fund; provided, that, whenever at the end of any quarter there shall not be sufficient money in said fund to pay said salary, the Board of County Commissioners shall set apart from any moneys in the General Fund, or from the first money that shall come into the said General County Fund not otherwise specially appropriated, an amount sufficient to pay said salary;

Salaries
of the sev-
eral Treas-
urers.

How
audited
and paid.
Proviso.

Further
proviso.

and, provided further, that, whenever at the end of any year

there shall remain any money in the said fund after paying the Treasurer's salary, the Board of County Commissioners shall cause the money so remaining to be transferred into the General Fund.

CHAP. XL.—An Act to amend an Act entitled “An Act to provide revenue for the support of the government of the State of Nevada, approved March ninth, eighteen hundred and sixty-five,” and amended March fourth, eighteen hundred and seventy-one.

[Approved February 20, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section sixty-seven of said Act is hereby amended so as to read as follows:

Section Sixty-seven. Every traveling merchant, hawker, or peddler who shall carry a pack or vend goods, wares, or merchandise of any kind, and every auctioneer, shall pay for such license the sum of ten dollars per month; and every traveling merchant, hawker, or peddler who shall use a wagon, or one or more animals, for the purpose of vending any goods, wares, or merchandise of any kind, or wines, fermented or spirituous liquors, shall pay for such license twenty-five dollars per month; and every traveling merchant, agent, drummer, or other person selling or offering to sell any goods, wares, or merchandise of any kind, to be delivered at some future time, or carrying samples and selling, or offering to sell goods, wares, or merchandise of any kind similar to said samples, to be delivered at some future time, shall pay for such license twenty-five dollars per month; *provided*, that nothing in this *Proviso*. section be so construed as to apply to the sale of fruits or the agricultural products of this State, or any other State or Territory of the United States. The County Auditor shall issue to the Sheriff of the several counties the licenses contemplated in this section, which licenses so issued shall authorize the holders of the same to vend goods, wares, and merchandise as set forth in said license, within the county wherein such licenses are obtained; and it is hereby made the duty of every Justice of the Peace, Constable, Sheriff, and all peace officers, to demand the license of any such peddler, hawker, agent, drummer, or other person named herein, and if such person be found not to have a license, as directed by law, the person so offering any goods, wares, or merchandise for sale, shall be guilty of a misdemeanor; and on conviction shall be fined in *Misdemeanor.* any sum not less than fifty nor more than five hundred dollars. *Officer to demand license.*

CHAP. XLI.—*An Act to protect the rights of owners of stock shares and other interests in the mineral and metal-yielding mines of this State.*

[Approved February 21, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Stock-holders may examine mines.

SECTION 1. Any person who shall be the *bona fide* owner of stock shares representing the value of one per cent of the capital stock of any company incorporated for the purpose of working upon and mining in any lode, ledge, deposit, or bed of the precious metals or useful minerals, in this State; and any number of persons who shall be the *bona fide* owners of an aggregate number of mining shares amounting to one per cent. of said capital stock standing in their own names on the books of the company at the time application for the permit is made, shall be a duly accredited agent upon a written order from the Clerk or Justice of the Peace of the county in which such lode, ledge, deposit, or bed is located, be entitled to the privilege of fully examining all of the shafts, adits, borings, drifts, stopes, hoisting apparatus, and every and all properties and appurtenances belonging to such mining company; *provided*, such privilege for examination shall not be permitted except during one day during each calendar month. The Superintendent shall keep posted in some conspicuous place the day of the month the person may be admitted into the mine, under the provisions of this Act.

Proviso.

Duty of Superintendent.

Book to be kept.

Oaths authorized.

Fee.

Applicant to present stock, etc.

SEC. 2. The County Clerk, or Justice of the Peace, in each of the counties of this State, shall keep in his office a suitable book of registration, in which he shall enter the names of all persons who shall be entitled to the privileges granted by this Act; and the County Clerks or Justices of the Peace of the several counties in this State are hereby authorized to administer an oath or affirmation to each and every applicant for said privileges; and for administering such oath or affirmation, and for registering the name of the applicant, the Clerk or Justice of the Peace shall receive a fee of one dollar, to be paid by the applicant at the time of registration.

SEC. 3. Upon making application for the privilege of entering and examining any of the mines, or mining properties mentioned in section one of this Act, the applicant shall present to the County Clerk, or Justice of the Peace, certificates of stock shares representing in value one per cent. of the capital stock of the company whose mine he desires to examine; thereupon the applicant shall make oath or affirmation that he is a party in interest in the stock shares of the mines and mining property which he or she desires to examine; that the stock certificates presented by him or her are actually his or her own property, or that such certificates of stock really belong to the parties which he or she is authorized to represent.

Order to be issued.

SEC. 4. Immediately upon complying with the provisions of section three of this Act, it shall be the duty of the County Clerk, or Justice of the Peace, to furnish the applicant with a

written order for admission to the mine and mining properties to which he or she may desire to examine.

SEC. 5. Any mining Superintendent, or mining foreman, or mining Secretary of any incorporated mining company in this State, acting under and for such mining company, who shall fail or refuse to comply with any of the conditions mentioned in section one of this Act, shall for each and every such failure or refusal be deemed guilty of a misdemeanor, and upon conviction in any Court of competent jurisdiction, shall be fined in any sum not less than one hundred (\$100) dollars, and not exceeding five hundred (\$500) dollars, or by imprisonment in the county jail for a term not less than thirty days and not exceeding six months, or by both such fine and imprisonment.

SEC. 6. This Act shall take effect from and after the first day of April, eighteen hundred and seventy-seven.

CHAP. XLII.—*An Act in relation to erection and maintenance of bridges.*

[Approved February 21, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. All public bridges, not otherwise specially provided for, are maintained by the road district in which they are situated, the districts which they unite, and the county at large, in the same manner as highways, and under the management and control of the Road Overseers and Board of County Commissioners; the expense of constructing, maintaining, and repairing the same being primarily payable out of [the] Road Fund of the district or districts in the hands of the County Treasurer.

SEC. 2. Whenever it appears to the Board of County Commissioners that any road district is or would be unreasonably burdened by the expense of constructing or maintenance and repair of any bridge, they may, in their discretion, cause all or a portion of the aggregate cost or expense to be paid out of the General County Fund, or a portion out of that fund, or out of any other fund in the county, except School and Judges' Salary, in which there is a surplus uncalled for; or, they may levy a tax therefor, not to exceed one fourth of one per cent. on the taxable property of the county, annually, till the amount appropriated is raised and paid.

SEC. 3. No bridge, the cost of the construction or repair of which will exceed the sum of one hundred dollars, must be constructed or repaired except on an order of the Board of County Commissioners. When ordered to be constructed or repaired, the contract therefor must be let out to the lowest

bidder, after reasonable notice given by the Board of County Commissioners, by publication at least two weeks in a county newspaper, and if none, then by three posted notices—one at the Court House, one at the point to be bridged, and one at some other neighboring public place. The bids to be sealed, opened, and contract awarded at the time specified in the notice. The contract and bond to perform it must be entered into to the approval of the Board of County Commissioners.

Free-holders may petition.

SEC. 4. When a bridge, the cost of which will exceed one hundred dollars, is necessary, any five or more freeholders of the road district interested therein, may petition the Board of County Commissioners for the erection of such needed bridge; the Board must thereupon advertise such application, giving the location and other facts, for two weeks, in a newspaper printed in the county; if none, then by posters, one at the proposed location, one at the Court House, and one at some other public place in the county, and notify the Overseer to attend at a certain time and place to hear the application.

Board to examine witnesses, etc.

SEC. 5. On the day fixed to hear the application, proof of the notice given being made satisfactory, the Board must hear the petition, examine witnesses, and determine whether or not a bridge is necessary as petitioned for. If found to be so, the Board must determine the character of bridge to be constructed, prepare plans and specifications, invite bids, let the contract, and have the same erected, and provide the payment therefor as herein provided.

CHAP. XLIII.—*An Act to prevent cruelty to women in the State of Nevada.*

[Approved February 21, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Post to be erected.

SECTION 1. It shall be the duty of the Board of County Commissioners in each county in this State, to cause to be erected in some public locality at the county seat of the respective counties in this State, a substantial wooden post or stone pillar, the same having the dimensions of eight inches in diameter, and a vertical height of five feet above the ground surface; provided, that such post or pillar shall not be placed where it may interfere with the free passage of vehicles or of pedestrians along any of the streets or sidewalks in said county seat.

Penalty for beating a woman.

SEC. 2. Any male person in this State who is more than eighteen years of age, who shall willfully and violently strike, beat, or torture the body of any maiden or woman who is more than sixteen years of age, shall be deemed guilty of a misdemeanor, and upon conviction in any Court of competent jurisdiction, shall be sentenced to be firmly tied or lashed in a standing posture to the post or pillar described in section one of this Act, and shall be kept in such tied and standing posture

for a period not less than two hours nor more than ten hours in the daytime of any day, except Sunday; and it shall be the duty of the Sheriff, Constable, or other peace officer who shall be detailed to enforce the sentence of the Court, to fasten upon the breast garments of the culprit a placard bearing in Placard. large Roman characters the words, "Woman beater," or "Wife beater," as the case may be; and it shall also be the duty of such peace officer to see that said placard shall not be removed from the person of the culprit at any time during the hours of his legal confinement to said post or pillar.

SEC. 3. Any male person in this State who is more than eighteen years of age, who shall a second time commit the offense of woman beating as defined in section two of this Act, shall be deemed guilty of a misdemeanor, and upon conviction by any Court of competent jurisdiction, shall be sentenced to imprisonment in the county jail for a term not less than thirty days nor longer than six months.

SEC. 4. Any Sheriff, Constable, or other peace officer in this State, who shall refuse or neglect to comply with any of the provisions of section two of this Act, shall be deemed guilty of a misdemeanor, and upon conviction thereof in any Court of competent jurisdiction, shall be sentenced to pay a fine in any sum not less than fifty dollars nor more than five hundred dollars.

SEC. 5. This Act shall take effect from and after its passage. ^{Act to take effect}

CHAP. XLIV.—An Act to amend an Act entitled “An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties and powers,” approved March eighth, eighteen hundred and sixty-five.

[Approved February 21, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section thirteen of said Act is hereby amended so as to read as follows:

Section Thirteen. The Board of County Commissioners shall also act as a Board of Canvassers, and declare election returns, and cause a certificate of election to be given by their clerks to any person who shall be elected to any county or township office within their county; *provided*, that when the election shall be held for County Commissioners, the District Judge or Judges shall canvass and declare the election returns for such Commissioners, for which purpose all election returns shall be sealed and delivered, according to law, to the County Clerk, and by him opened in the presence of the District Judge or Judges, who shall declare the result as to County Commissioners, and the Clerk shall give to such person elected as County Commissioner a certificate of his election, and the Board of County

Commissioners shall then canvass the returns as to other officers; *and, provided further*, that when said Board of County Commissioners shall have canvassed the vote for county and township officers, and it shall appear from such canvass that any county or township officer voted for at such election has received a majority of ten votes, or less, in such a case, upon application of the defeated candidate for such office, setting forth, under oath, that he has reason to believe, and does believe, that a mistake or mistakes have occurred on the part of the Inspectors of Election in any election precinct or precincts in said county, sufficient to change the result of such election so far as said office is concerned, it shall then be the duty of said Board of County Commissioners to immediately proceed to recount the ballots for said office, of any or all the precincts in said county wherein any mistake or mistakes are alleged to have occurred; and shall continue such count from day to day (Sundays excepted), until the votes of all the election precincts wherein any such mistake or mistakes are alleged to have occurred, shall have been counted, and when said count is completed, shall declare the result, and issue the certificate of election to the party entitled thereto, as determined by their said count; but they shall in no case be allowed to throw out any ballot upon any alleged legal defect, if from the face of such ballot it can, upon inspection, be ascertained for whom the elector intended to cast his ballot; *and, provided further*, that nothing herein contained shall prevent either party to said proceeding to contest the right to said office in the Courts, in the manner now prescribed by law.

Either party may contest.

CHAP. XLV.—*An Act supplementary to an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one.*

[Approved February 23, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Felony to obstruct a railroad track maliciously.

SECTION 1. Every person who shall willfully and maliciously place any obstruction on the track of any railroad in the State, now in operation or which may hereafter be put in operation therein, or shall tear up or remove any part or portion of such railroad, or shall destroy, derange, misplace, or injure any rail, switch, culvert, viaduct, bridge, car, tender, or engine, or willfully and maliciously do attempt to do any or either of said things, or any other act or thing whereby the life and limb of any person may be endangered, shall be deemed guilty of a felony, and shall, upon conviction, be punished with imprisonment in the State Prison for a period not exceeding twenty-one years.

CHAP. XLVI.—*An Act to preserve wild game, and to repeal all other Acts in relation thereto.*

[Approved February 23, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. It shall be unlawful for any person or persons, at any time, to kill or injure, or to pursue with such intent, any sparrow, blue bird, blue jay, martin, thrush, mocking bird, swallow, red breast, cat bird, wren, or humming bird, or to disturb the nest or eggs of said birds.

SEC. 2. It shall be unlawful for any person or persons, at any time after the first day of April and before the first day of September, in each year, to catch, kill, or destroy, or to pursue with such intent, any prairie chicken, partridge, pheasant, wood cock, grouse, quail, or any wild goose, wood duck, teal, mallard, or other ducks, brant, swan, sandhill crane, plover, curlew, robin, meadow lark, yellow hammer, or bittern, and after the first day of April and before the first day of August, in each year, any sage chicken or snipe, or to have in his or their possession, or to expose to sale, or to purchase from any person or persons whomsoever, either Indians or any other person, any of the birds or game mentioned in this section, during the season when the killing, injuring, or pursuing of the same is herein prohibited.

SEC. 3. It shall be unlawful for any person or persons, at any time, to trap quail, or to destroy, injure, or disturb the nest or eggs of any of the birds protected by this Act.

SEC. 4. It shall be unlawful for any person or persons to catch, kill, or destroy, or to pursue with such intent, within the Counties of Esmeralda, Douglas, Ormsby, Lyon, Storey, Churchill, and Washoe, any prairie chicken, on or before the first day of September, eighteen hundred and seventy-nine.

SEC. 5. It shall be unlawful for any person or persons, at any time after the first day of January and before the first day of July, in each year, to catch, kill, or to destroy, or to pursue with such intent, any deer, antelope, elk, mountain sheep, or goat, or to have in his possession, or to expose to sale, or to purchase any of the wild game or animals mentioned in this section, during the season when the killing, injuring, or pursuing is herein prohibited; *provided*, that nothing in this Act shall be so construed as to prohibit any person or persons in taking any bird, fowl, fish, or animal, at any time, for scientific purposes.

SEC. 6. Every person or persons offending against any of the provisions of this Act, shall be deemed guilty of a misdemeanor, and, on conviction thereof, shall be fined in any sum not exceeding two hundred dollars, or imprisoned in the county jail of the county in which said conviction is had, for any term not exceeding six months, or by both such fine and imprisonment.

~~Acts
repealed.~~ SEC. 7. All Acts and parts of Acts in conflict herewith are hereby repealed.

CHAP. XLVII.—*An Act making appropriations for deficiencies in the eleventh and twelfth fiscal years.*

[Approved February 23, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Appropriation. SECTION 1. The sum of twenty-three hundred and forty-four dollars and ninety cents (\$2,344 90) is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated, for the payment of deficiency claims against the State for the eleventh and twelfth fiscal years, as follows: For the support of the Nevada State Prison, nineteen hundred and twenty-six dollars and thirty-six cents (\$1,926 36); for the support of the State Orphans' Home, three hundred and six dollars and four cents (\$306 04); for the payment of deficiencies on the General Fund, one hundred and twelve dollars and fifty cents (\$112 50).

Prison deficiencies. SEC. 2. The deficiencies for the support of the Nevada State Prison shall be paid as follows: To Gillson and Barber, ninety-two dollars and seventy-eight cents (\$92 78); To A. W. Baldwin, two hundred and twenty-five dollars and eighteen cents (\$225 18); to Mason & Co., six hundred and forty-eight dollars and thirteen cents (\$648 13); to John Rosser, four hundred and seventeen dollars and ninety-two cents (\$417 92); to H. P. Philips, twenty-seven dollars and forty cents (\$27 40); to E. D. Sweeney, eighty-nine dollars and nine cents (\$89 09); to E. B. Rail, thirty-four dollars and sixty-three cents (\$34 63); to J. M. Benton, fifteen dollars (\$15); to John G. Fox, eight dollars and seventy-five cents (\$8 75); to William Lilienfield, forty-five dollars (\$45); to Dunning and Chase, forty dollars (\$40); to A. D. Treadway, twenty-nine dollars and ten cents (\$29 10); to Robinson and Mighels, sixty dollars (\$60); to Shiner and Klauber, ten dollars (\$10); to P. C. Hyman, one hundred and thirty-eight dollars and thirty-eight cents (\$138 38); to George McFadden, eighteen dollars (\$18); to William Elliott, eighteen dollars (\$18); to Robert Logan, nine dollars (\$9).

**Orphans' Home de-
ficiencies.** SEC. 3. The deficiencies for the support of the State Orphans' Home shall be paid as follows: To Dr. Herrick, seventeen dollars and fifty cents (\$17 50); to Carson Water Co., seventeen dollars and eighty-four cents (\$17 84); to John P. Meder, one hundred and fifty-three dollars and twenty-five cents (\$153 25); to P. A. Wagner and Co., ten dollars and twenty-eight cents (\$10 28); to E. B. Rail, ten dollars and eighty cents (\$10 80); to Harris and Bros., seventy-one dollars and fifty cents (\$71 50); to W. D. Torreyson, eight dollars (\$8); to Dunning and Chase, sixteen dollars (\$16).

SEC. 4. The deficiencies on the General Fund shall be paid as

follows: To the *Silver State*, ten dollars (\$10); to the *Gold Hill General Fund deficiencies*. *News*, ten dollars; to the *Virginia Evening Chronicle*, twenty dollars (\$20); to the *Nevada Tribune*, fifteen dollars (\$15); to the *Daily Appeal*, fifteen dollars (\$15); to the *Record Publishing Co.*, fifteen dollars (\$15); to the *White Pine News*, five dollars (\$5); to the *Nevada State Journal*, five dollars (\$5); to the *Belmont Courier*, ten dollars (\$10); to J. C. Ragsdale, seven dollars and fifty cents (\$7 50).

SEC. 5. The Controller of State is hereby directed to draw Controller his warrants in favor of the persons named, with the several amounts specified in this Act, and the State Treasurer is hereby directed to pay the same.

CHAP. XLVIII.—*An Act to amend an Act entitled “An Act entitled an Act to incorporate the Town of Gold Hill,” approved February twenty-one, eighteen hundred and seventy-three.*

[Approved February 23, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section sixteen of said Act is hereby amended so as to read as follows:

Section Sixteen. The Board of Trustees shall have power: Power of First—To make by-laws and ordinances not repugnant to Trustees. the Constitution or laws of the State of Nevada.

Second—To levy and collect taxes on all property within the town, both real and personal, made taxable by the laws of this State, for State and county purposes, which are now in force or may hereafter be enacted, which tax shall not exceed in the aggregate one and three fourths per centum per annum upon the assessed value of all such property, with not to exceed ten per centum on the amount of such tax additional thereto as a penalty on all delinquent taxes; provided, that they shall have further power, when in their opinion it may become necessary and expedient, to levy an additional tax not to exceed five cents on each and every one hundred dollars' valuation of all property, for the continuous maintenance of the public schools of said town; said tax to be collected at the same time, and in the same manner, as other taxes; provided, further, that taxes on the net proceeds of mines shall be collected at the same time, and in the same manner, as is or may be by law provided for the collection of such tax for State and county purposes.

Third—To lay out or extend, open, alter or repair, all streets Control of and alleys, and provide for opening, grading, widening, draining, cleaning, and lighting, or otherwise improving the same; also to provide for the construction, repair, and preservation and cleaning off all sidewalks, crosswalks, bridges, sewers, and drains; to prevent obstructions being erected or placed in or

upon any of the streets, alleys, or sidewalks, and to provide for the removal of such obstructions; to prevent the use of any sewers or drains as cesspools; to compel the owners of lots and property to bear the expense of erecting sidewalks, or improving the roads or streets in front of the same, by special tax or otherwise; to condemn property for the use or benefit of the town, in the following manner: The Board of Trustees shall appoint one referee, and the owner or owners of the property to be condemned shall appoint one referee, and in the event that the two referees so appointed shall fail to agree in the valuation of the property, the two so selected shall appoint a third referee, and the valuation of such property agreed to by such referees, or two of them, shall be final and binding upon the parties, unless the party aggrieved by the decision of such referees shall appeal from such decision of valuation to the District Court of the First Judicial District, within thirty days after notice of such valuation shall have been served on him or them.

Fourth—To provide for the prevention and extinguishment of fires; also, to organize, regulate, establish, locate, or disband fire and hose companies.

Gun-powder. Fifth—To regulate the storage of gunpowder and other explosive or other combustible material.

Nuisances Sixth—To prevent and remove nuisances; also, to determine what are nuisances.

Police. Seventh—To employ policemen, prescribe their duties and compensation, and provide for their regulation and government.

Licenses. Eighth—To fix and collect a license tax on, and regulate all theaters, circuses, shows, billiard tables, bowling alleys, and all other exhibitions and amusements.

Ninth—To fix and collect a license tax on barrooms, hurdy gurdy houses, and public dance houses, on auctioneers, hawkers, peddlers, and all dealers in liquors, on all drays, job wagons, or carts, or any other public vehicle running within the limits of the said town for hire; also, to fix and collect a license tax on all trades and business not hereinbefore specified or enumerated, having due regard to the amount of business done by each person or firm so licensed.

Barrooms, etc. Tenth—To license, tax and regulate, prohibit and suppress all tippling houses, dramshops, public card tables, raffles, hawkers, peddlers, and pawnbrokers, gambling houses, disorderly houses, and houses of ill fame; *provided, however,* that nothing in this section of this Act contained shall be construed as granting power to suppress gaming when the same shall have been authorized by license issued by proper authority, pursuant to the provisions of an Act entitled "An Act to restrict gaming," passed March fourth, one thousand eight hundred and sixty-nine, or any Act amendatory thereof.

Proviso. Eleventh—To levy and collect an annual tax on all dogs owned or kept within the limits of said town, and to provide for the extermination of all dogs for which such tax shall not have been paid; and to prohibit the keeping of hogs or the running at large of goats or cows within the corporate limits of said town.

Twelfth—To provide for the issuance of licenses before Manner of issuing named, for such terms and in such sums as they may consider licenses. best; provided, that the several kinds of business or occupation to be licensed shall be classified by ordinance in two or more classes, with a specific or certain rate of license provided for each class, and the blank certificates of license for each class, including the fixed sum to be paid therefor by the licensee, shall be printed and numbered.

Thirteenth—To provide all necessary buildings for public use of said town.

Fourteenth—To establish a Board of Health and define their Board of powers and duties, to prevent the introduction or spread of disease. Health.

Fifteenth—To prevent and restrain any riot or riotous assembly. Riots, etc. blage, or disorderly conduct, and to prohibit and suppress the sale of spirituous or malt liquors or wines on any day of municipal, county, or general election.

Sixteenth—To fix and prescribe the punishment for the To fix penalties. breach of any town ordinance or resolution; but no fine shall be imposed for any offense in any sum greater than five hundred dollars, and no term of imprisonment shall be prescribed exceeding six months.

Seventeenth—To determine the duties and fix and establish Salaries and fees. the fees, salaries, compensation, and emoluments of all officers and employés of said town; provided, that the Trustees shall not receive, or be entitled to receive, for their services as such, any sum whatever.

Eighteenth—To compel the attendance of absent members, Attendance, etc. to punish members for disorderly conduct, and to expel a member for cause by a vote of four fifths.

Nineteenth—To make all necessary contracts and agreements Debt. for the benefit of the town, and to contract debts on the faith of the town; but no debt shall be contracted, or liability incurred, except on a cash basis; to issue and sell bonds bearing interest at a rate not to exceed twelve per centum per annum, for the purpose of creating a Contingent Fund for current expenses, or for the purpose of paying, retiring, and canceling any bonds, or warrants, or other outstanding claims already existing against the town; provided, that the aggregate of liabilities outstanding shall not at any time exceed the sum of sixty thousand dollars; and, provided further, that the said Board of Trustees shall not create a debt against the town for printing in a greater sum than five hundred dollars per annum.

SEC. 2. Section thirty-one of said Act is hereby amended so as to read as follows:

Section Thirty-one. The style of all ordinances shall be: Ordinances. "The Board of Trustees of Gold Hill do ordain." All ordinances shall be published for one week in a newspaper published in the County of Storey, prior to going into effect. Printed copies of ordinances purporting to have been made by and published by the authority of the Board of Trustees of said town, shall be admitted by the Courts and officers of this State, on all occasions, as presumptive evidence of such ordinances.

CHAP. XLIX.—An Act to prohibit animals from being ridden or driven over any toll or county bridge in this State, faster than a walk.

[Approved February 23, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Penalty. SECTION 1. That any person or persons riding or driving any animal or animals upon any toll or county bridge in this State faster than a walk, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not exceeding one hundred dollars, or by imprisonment in the county jail not exceeding six months, or by both such fine and imprisonment; *provided*, that the County Commissioners, or

Notice. owners of toll roads, shall cause to be placed in a conspicuous place at or near the end of such bridge, a notice warning all persons not to ride or drive animals upon such bridge faster than a walk.

Act to take effect SEC. 2. This Act shall take effect from and after its passage.

CHAP. L.—An Act supplementary to an Act entitled “An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto,” approved March second, eighteen hundred and seventy-five.

[Approved February 24, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Preferred lien. SECTION 1. Where ore is delivered to a custom mill or reduction works, and either sold to said mill or reduction works, or worked at a percentage, the party or parties so furnishing ore to mill or reduction works shall have a preferred lien upon the bullion product, and upon the ore not reduced, as against attachment and other creditors.

CHAP. LI.—An Act to amend an Act entitled “An Act concerning estray animals,” approved November eighth, eighteen hundred and sixty-one.

[Approved February 26, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section one of an Act entitled “An Act concern-

ing estray animals," approved November eighth, eighteen hundred and sixty-one, is hereby amended so as to read as follows:

Section One. Every person finding any stray horse, mare, colt, jack, or jenny, or any neat-foot animal, or any number of these animals, upon his farm or premises, or upon the public highway or domain, and shall take the same up for keeping, shall, within ten days, if said animal or animals remain on his farm or premises, or keeping, go before some Justice of the Peace of his township, and give, under oath, a full description of the marks and brands, color, and kind of such animal or animals, also the time, and all necessary information that will lead to the cause of the said animal or animals coming into his keeping, that may have come to his knowledge, and the marks and brands have not been altered since they came to his farm or premises; *provided*, no animal shall be considered an estray if the owner is known to the person finding it. At the time the taker up appears before the Justice, as aforesaid, the Justice shall, without delay, appoint two disinterested appraisers, who are resident householders of the county, to appraise and describe such animal or animals, and cause a notice of such estray or estrays, with a full description of the same, giving the brands, marks, and colors thereon, to be published once a week for two consecutive months, in a newspaper published at the county seat of the county in which the animal or animals may be taken up, and if there be no newspaper published at the county seat, then the said notice shall be published in the newspaper nearest to the same. The said Justice shall also cause three notices to be posted of such estrays, in conspicuous places, one of which shall be the Justice's office, and the others the vicinity of the place where the estray animal or animals may have been taken up. For refusing or neglecting to comply with the provisions of this section of this Act, Justices of the Peace shall be deemed guilty of misdemeanor in office, and the taker up of such estray or estrays shall be deemed guilty of grand or petit larceny, according to the value of the estray animal or animals taken up, and, on conviction thereof, shall be punished as is provided in the law of the State of Nevada entitled "An Act concerning crimes and punishments."

SEC. 2. Section four of said Act is hereby amended so as to read as follows:

Section Four. No person shall be allowed or permitted to use, or cause to be used, to profit or otherwise, any animal within his charge or keeping, under the foregoing provisions of this Act; and any person failing or refusing to comply with the requisitions set forth in this section shall be deemed guilty of grand or petit larceny, according to the value of the same, and, on conviction thereof, be punished in accordance with the provisions of the "Act concerning crimes and punishments."

CHAP. LII.—An Act to amend an Act entitled “An Act to regulate the settlement of the estates of deceased persons,” approved November twenty-ninth, eighteen hundred and sixty-one.

[Approved February 26, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section two hundred and eighty-nine of the above Act be so amended to read as follows:

Section Two Hundred and Eighty-nine. All orders and decrees made by the Probate Court during its terms shall be entered at length in a separate book of the Court, to be kept for that purpose, and, also, all orders which the Probate Judge is empowered to make out of term time, and which by the Act to which this Act is amendatory, specially required to be so entered. Upon the close of each term the Judge shall sign the minutes of the proceedings. When publication is ordered, such publication shall be made daily, or otherwise as often during the prescribed period as the paper is regularly issued, unless otherwise provided in this Act. The Court or Judge may, however, prescribe a less number of publications during the period prescribed.

Acts repealed. All Acts and parts of Acts in conflict with this Act are hereby repealed.

CHAP. LIII.—An Act to authorize and require the payment of rewards in certain cases.

[Approved February 26, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Governor directed to offer rewards in certain cases.

SECTION 1. The Governor shall offer a standing reward of two hundred and fifty dollars for the arrest of each person engaged in the robbery of, or in the attempt to rob, any person or persons upon, or having in charge in whole or in part any stage coach, wagon, railroad train, or other conveyance, engaged at the time in conveying passengers, or any private conveyance within this State, and for the arrest of each person engaged in the robbery of, or in the attempt to rob, any person or persons upon any highway in the State of Nevada, the reward to be paid to the person or persons making the arrest, immediately upon the conviction of the person or persons so arrested; but no reward shall be paid except after such conviction.

CHAP. LIV.—An Act to admit to probate a certain paper purporting to be the last will and testament of Thomas Sheehan.

[Approved February 26, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The paper purporting to be the last will and ^{same as} testament of Thomas Sheehan, deceased, is hereby declared ^{though} attested. to be as valid and legal as though the signature of the testator to the same was attested by two subscribing witnesses; and the claimant, George Elliott, is hereby authorized to offer said paper for probate before the proper Court; and the same shall be considered by the Court as if the signature of the testator was attested as required by law.

SEC. 2. Nothing in this Act shall be construed as determining the issue of fact, whether said paper is the last will ^{not determined.} and testament of said deceased, but said issue shall be submitted to and be determined by the proper Court.

SEC. 3. Nothing in this Act shall be so construed as to prevent any heir or heirs of said deceased from contesting the validity of the said paper purporting to be the last will and testament of said deceased, within the time allowed by law, should any such contestants appear.

SEC. 4. No claim of George Elliott, or of any other person, ^{May be contested.} limited to the money or estate of said Thomas Sheehan, deceased, and no action for the recovery of the same by any person, shall be held by any Court to be barred by the statute of limitations or otherwise; *provided*, such claim shall be set up or such action ^{Proviso.} shall be commenced within three months from the date of the passage of this Act.

SEC. 5. All Acts and parts of Acts heretofore passed, so far only as they conflict with the provisions of this Act, are ^{Acts} repealed. hereby repealed.

CHAP. LV.—An Act to amend sections two and four of an Act entitled “An Act granting the right of way for a railroad from the mines of the Virginia City Coal Company, Lyon County, to Virginia City, Nevada, and intermediate points,” passed February twentieth, A. D. eighteen hundred and seventy-five.

[Approved February 26, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section two of the Act of which this Act is amendatory, is hereby amended so as to read as follows:

Section Two. It shall be the duty of the grantors herein named to make and complete the survey of said route before

Survey and completion of the road. the first day of January, A. D. eighteen hundred and seventy-six, or of such part or parts thereof to which said road shall be extended, and said grantors, their associates and assigns, shall complete all of such road which they may deem advisable to construct for the transportation of coal from said coal mine within four years from the passage of this Act.

SEC. 2. Section four of the Act of which this Act is amendatory, is hereby amended so as to read as follows:

May transfer franchise. Section Four. Any time within four years after the passage of this Act, the grantors herein named, their associates and assigns, may form themselves into an incorporation under the general laws of the State, or may transfer the rights, privileges, and franchises herein granted, to the said Virginia City Coal Company.

CHAP. LVI.—*An Act to grant certain privileges to gas companies and others.*

[Approved February 28, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

May erect buildings and lay pipes. **SECTION 1.** Any person, persons, or company desiring to supply the inhabitants of any city or town in this State with illuminating gas, it shall have the license and authority to erect within the limits of such city or town the necessary buildings, works, and machinery for the manufacture or production of such gas; to make the necessary excavations in the public streets of such city or town, for the purpose of laying gas pipes therein; to lay all necessary pipes, and to reopen such excavations at any time for replacement, repair, or examination of the pipes; *provided*, that no street shall be obstructed to an unnecessary degree, or for an unnecessary period of time, by any work as aforesaid.

CHAP. LVII.—*An Act to amend an Act entitled “An Act to amend an Act to restrict gaming, passed March fourth, eighteen hundred and sixty-nine,” approved March fourth, eighteen hundred and seventy-five.*

[Approved February 28, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section four of the Act entitled “An Act to restrict gaming,” passed March fourth, eighteen hundred and sixty-nine, as amended by section two of the Act entitled “An Act to amend an Act to restrict gaming,” approved March

fourth, eighteen hundred and seventy-five, is hereby amended so as to read as follows:

Section Four. The amount to be paid to the Sheriffs as a quarterly license shall be as follows: In any county in which, at the general election next preceding the time of application, were polled five hundred votes or more, or in any county created after said general election, four hundred dollars, and in all other counties two hundred and fifty dollars; and such license shall be paid for actually, and not constructively, quarterly in advance.

SEC. 2. Section seven of the Act entitled "An Act to restrict gaming," passed March fourth, eighteen hundred and sixty-nine, as amended by section three of the Act entitled "An Act to amend an Act to restrict gaming," approved March fourth, eighteen hundred and seventy-five, is hereby amended so as to read as follows:

Section Seven. None of the above mentioned games shall be carried on, nor shall any license issue to carry on the same, in any room of the first floor or story of any building; and when any building has two first floors or stories, the other being or fronting on one street and the other being or fronting on another street, then and in such case no license shall issue to carry on any of said games in any room on or in either of said first floors or stories of such building; *provided*, that in any county in which, at the general election next preceding the time of application, were polled less than fifteen hundred votes, or in any county created after said general election, the licensee shall be entitled to carry on his game in any back room of the first or ground floor of any building; and if any person carrying on any of said games shall knowingly permit to enter or remain in any licensed room any person under the age of twenty-one years, he shall be deemed guilty of a misdemeanor, and shall be punished by the same penalties for violation of its provisions as are prescribed in section one of the Act of which this is amendatory.

SEC. 3. All Acts or parts of Acts, in so far as they conflict with this Act, are hereby repealed.

SEC. 4. This Act shall take effect and be in force on and after the tenth day of April, eighteen hundred and seventy-seven.

CHAP. LVIII.—*An Act to authorize the Board of County Commissioners of Storey County to issue bonds for certain purposes, and to provide for the payment of the same.*

[Approved February 28, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. For the purpose of paying all outstanding indebtedness due by the County of Storey, incurred in the construc-

Loan authorized. tion, completion, and furnishing of the Court House at the City of Virginia, in said county, the County Commissioners of Storey County are hereby authorized and empowered to prepare and issue the bonds of said county in the sum of one hundred thousand dollars, payable in gold coin of the United States, and to dispose of the same and use the proceeds arising therefrom in the manner hereinafter provided.

Bonds, how prepared. SEC. 2. Said bonds shall be of such amounts as shall be deemed most salable and convenient; but no bond shall be for a less amount than one hundred dollars, and none for a greater amount than one thousand dollars. Said bonds shall be printed with interest coupons attached thereto; shall express on the face

Gold coin. of both bond and coupons that they are payable in gold coin of the United States; shall bear interest at the rate of ten per cent. per year, payable semi-annually at the office of the County Treasurer of said county, in the City of Virginia. The bonds shall be payable to bearer, at the office of the County Treasurer of said county, in five years from their date, and shall express upon their face that they are subject to redemption

Interest. pursuant to the provisions of this Act. The bonds shall be prepared in proper form, under the direction of the Board, and shall be signed by the Chairman of the Board, and countersigned by its clerk, who shall attach thereto the county seal. The coupons for semi-annual interest shall be signed by the Chairman of the Board, and shall be paid on the first day of January and July in each year, on presentation at the office of the County Treasury of said County of Storey.

Coupons. SEC. 3. The Board of County Commissioners of said county, after said bonds shall have been so prepared and signed, shall appoint some competent and disinterested person, who shall be a member of said Board, to dispose of said bonds, and said bonds shall be delivered to the person so appointed, and he shall be thereupon authorized and directed to dispose of them, or any part thereof; but the rates at which said bonds shall be disposed of shall be fixed by the Board of County Commissioners, and may be changed from time to time, as they may order; but none of said bonds shall be sold at a rate of less than ninety cents of the par value thereof.

Fund created. SEC. 4. There is hereby established in the said County of Storey, and the Treasury thereof, a special fund, to be known as and called the Court House Fund, and all sums of money derived from the sale of any or all of said bonds shall be paid into the County Treasury and credited to said "Court House Fund," and from the same shall be paid the outstanding indebtedness accrued and to accrue for the purpose aforesaid; and all moneys derived from the collection of the tax hereinafter authorized shall be paid into said Treasury and credited to said fund, which shall at all times hereafter, and until the full payment of the principal and interest of said bonds, remain inviolate, and shall not be used or appropriated for any other purpose whatsoever; and said fund shall be applied: First, to the payment of the semi-annual interest as above directed; and second, to the redemption of said bonds as herein provided.

How applied. SEC. 5. The said Board of County Commissioners shall levy and collect annually, until all of said bonds issued under the

provisions of this Act shall have been fully paid or provided ^{Tax to be levied.} for, a tax of one fourth of one per cent. upon all taxable property of Storey County, to be applied exclusively to the payment of the principal and interest of said bonds to be issued as herein provided.

SEC. 6. Whenever all interest due upon said bonds at any specified time shall have been fully paid, and there shall be in said fund a surplus, which upon a fair estimate of the receipts which will probably come into the same, will not be needed for the payment of the future interests to accrue within the next succeeding twelve months, the Board of Commissioners, after having ascertained the amount of said surplus, shall insert an advertisement in at least one newspaper published in said county, for the period of not less than two weeks, stating the amount of money on hand to be applied in the purchase of said bonds, and inviting sealed proposals to surrender the same to be made and filed with the Clerk of said Board on or before a day certain therein named. At the next meeting of the Board ^{Lowest bid to be accepted.} after said day, the Board shall open such sealed proposals as shall have been filed on or before the day fixed in the advertisement, and to the extent of the amount named shall purchase the bonds so offered, giving the preference in all cases to the bidder who shall offer to surrender said bonds at the lowest price; *provided*, that no offer shall be accepted for more ^{Par value.} than the par value of the said bonds; and if at any time there shall not be a sufficient amount of bonds presented for redemption to exhaust the sum in said fund to be used for such purpose, then said Board of County Commissioners shall be and they are hereby authorized to determine by lot in some appropriate manner to be by them determined, which of the outstanding bonds shall be redeemed, and shall give ten days' notice thereof by an advertisement in at least one newspaper published in the county. Any bonds so declared to be redeemed shall be paid upon presentation at the Treasury at any time, and the interest upon any bond so declared to be redeemed shall cease after the expiration of said ten days.

SEC. 7. All loans heretofore made by the County Commissioners of Storey County for the purpose of raising funds to complete and furnish the said Court House, are hereby made legal and binding upon said county, and all evidences of indebtedness issued for such loans under the direction and authority of said Board for said purposes, are hereby declared legal and valid claims against said county for the amount of the principal and interest thereof, as in said evidences of indebtedness expressed.

SEC. 8. The faith of the State of Nevada is hereby solemnly pledged that this Act shall never be repealed or so modified as to impair the security of those who shall hold or purchase the bonds herein provided.

SEC. 9. All Acts and parts of Acts conflicting with the provisions of this Act are hereby repealed.

CHAP. LIX.—*An Act to create a Current Expense Fund for Esmeralda County.*

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Fund created. SECTION 1. For the purpose of providing means for the payment of certain expenses in the County of Esmeralda, a special fund is hereby created, to be known as the Current Expense Fund of said county.

Tax to be levied. SEC. 2. At the time of levying the tax for general State and county purposes, as now provided by law, the Board of County Commissioners of said Esmeralda County may, and they are hereby authorized and empowered to levy a special tax, not to exceed twenty-five cents on each one hundred dollars valuation of all the taxable property in said county, including the tax on the proceeds of the mines, to be known as the Current Expense Fund Tax. The proceeds of said special tax shall go into and from [form] the Current Expense Fund of said Esmeralda County.

For what the fund is to be used. SEC. 3. Allowances shall be made by the Board of County Commissioners against said Current Expense Fund for the following purposes, and none other: Repairs on the Court House and jail, stationery, printing, fuel and lights, board, clothing, bedding, and medicines for prisoners confined in the county jail; and until all claims or warrants that have been or may be allowed against the Indigent Sick Fund of said county prior to sixty days subsequent to the approval of this Act, shall have been paid and liquidated, the necessary current expenses incident to the care and maintenance of the indigent sick of said county may also be, in the discretion of the Board of County Commissioners, paid out of said Current Expense Fund; provided, that no outstanding bills, claims, or warrants, or any part thereof, that may have accrued against said county for any of the articles or purposes mentioned in this section, or for any purpose whatever, prior to sixty days after the approval of this Act, shall be allowed against, or paid out of said Current Expense Fund; and, provided further, that neither the fees or salaries of county or other officers shall be allowed against or paid out of said fund.

Proviso. SEC. 4. Whenever there shall be any surplus of moneys in the said Current Expense Fund, over and above all demands against the same, the Board of County Commissioners of said county may, and they are hereby authorized and empowered, to transfer such surplus, or any portion thereof, to the several other funds, or either of them, of said county, in the manner and proportion best calculated, in the judgment of said Commissioners, to subserve and protect the credit of Esmeralda County. In the distribution of moneys, as herein provided, preference shall be given in all cases to the fund standing in the greatest need of assistance, with the view of keeping the scrip certificates, or other evidences of indebtedness against

Salaries not to be paid from fund.

Surplus to be transferred.

Preference.

the several funds of said county, as nearly equal, in point of intrinsic or marketable value, as may be practicable.

This bill having remained with the Governor five days (Sunday excepted), and the Senate and Assembly being in session, it has therefore become a law without the signature of his Excellency, the Governor, this twenty-eighth day of February, eighteen hundred and seventy-seven.

J. D. MINOR,
Secretary of State.

CHAP. LX.—*An Act to incorporate the Town of Eureka.*

[Approved March 1, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. For the purpose hereinafter mentioned the inhabitants of that portion of Eureka County embraced within the limits hereinafter set forth in this section, shall be a body corporate and politic, by the name and style of the Town of Eureka, and by that name they and their successors shall be known in law, have perpetual succession, and sue and be sued in all Courts. The boundaries of said incorporate town shall be as follows, viz: commencing at the flagstaff at the center of the crossing of Clark and Main streets, in the Town of Eureka, running thence south three fourths of a mile to a point; thence east one half a mile, thence north one and one quarter miles; thence west one mile; thence south one and one quarter miles; thence east one half of a mile, to the point of beginning, on the exterior boundaries.

SEC. 2. The corporate powers of said town shall be vested in a Board of Trustees, to consist of five members, who shall be resident householders of said town.

SEC. 3. The officers of said town shall be five Trustees, a Town Clerk, who shall be Clerk of the Board of Trustees, and ex officio Town Assessor; a Town Marshal, who shall be ex officio Town Collector and Chief of Police; a Town Treasurer, a Town Attorney, and such other officers as are hereinafter authorized to be appointed by the Board of Trustees.

SEC. 4. No person shall be eligible to the office of Trustee, Clerk, Marshal, Treasurer, or Attorney, who shall not have been an actual resident of said town for six months next preceding his election or appointment.

SEC. 5. The five Trustees shall be elected by the qualified electors of said town, and all other officers, except Town Attorney, shall be appointed by the Board of Trustees, and hold their offices until otherwise provided by said Board.

SEC. 6. The general election for said town shall be held on the first Monday in May in each year.

SEC. 7. No person shall be allowed to vote for any officer

Qualifica- who shall not be a qualified voter of the State of Nevada, and
tion of voters. shall not have actually resided in said town for thirty days
next preceding the day of election.

Election, All the provisions of law now in force, and all laws
how con- which may be hereafter enacted, regulating elections in the
ducted. State of Nevada, so far as the same are consistent with the
provisions of this Act, shall apply to the election of officers
herein provided for. The Board of Trustees for each election,
at least three days prior to the same, shall appoint three
Judges of Election, who shall appoint two clerks, and shall
designate the place for holding the polls. Within two days
after each election the Judges and clerks of the same shall
make out, sign, and deliver to the persons receiving the highest
number of votes for the officers whose election is hereinbefore
provided for. Immediately after the votes are counted the
said Judges and clerks shall also make out a statement of the
number of votes cast for each person severally for the office of
Trustee, which statement shall be certified under oath by a
majority of said Judges, and they shall cause the same, together
with the poll lists and votes, duly sealed up, to be delivered to
the Clerk of the Board of Trustees, who shall keep the sealed
packages containing the poll lists and ballots for at least thirty
days.

Oath of SEC. 9. The officers chosen at any election shall take the
office. oath of office, and be qualified and enter upon the discharge
of their duties within ten days after being notified of their
election; and in case any person elected to office shall fail to
qualify within said ten days his office shall be deemed vacant.

President SEC. 10. The Board of Trustees so elected shall, at their
of Board. first meeting, or as soon thereafter as may be, elect one of
their number President, who shall preside at all meetings of
the Board, and discharge such other duties as may be pre-
scribed by the Board of Trustees.

Vacancy. SEC. 11. When a vacancy shall occur in the office of Trust-
ee or other office, from any cause, the Board of Trustees shall
appoint some person to fill such vacancy, and the person so
appointed shall hold his office for the residue of the term of
his predecessor.

Meetings. SEC. 12. The Board of Trustees shall have regular meet-
ings, as by adjournment or resolution as they may direct, and the
President may call special meetings whenever he may
deem it necessary.

Quorum, SEC. 13. The majority of the Board of Trustees shall con-
etc. stitute a quorum for the transaction of all business. The
Board of Trustees shall determine rules for the government of
their own proceedings, and shall be judges of the election and
qualification of their own members. All their meetings shall
be public, except when the Board deem that the interests of the
town require secrecy. A journal of all their proceedings shall
be accurately kept by the clerk, and the ayes and nays shall
be taken and entered in the journal upon the passage of any
question, at the request of any member.

Powers of SEC. 14. The Board of Trustees shall have power: First—
the Board. To make by-laws and ordinances not repugnant to the Constitu-
tion or laws of the United States or the State of Nevada.

Second—To levy and collect taxes on all property within the town, both real and personal, made taxable by law for State and county purposes, which tax shall not exceed one half of one per cent. per annum upon the assessed value of all such property, and to prescribe by ordinance the manner of levying, assessing, and collecting taxes, and to make all taxes levied by them a lien upon the property assessed, from the time of the assessment thereof. Third—To lay out, alter, and extend the Streets. streets and alleys of the said town, provide for the grading, cleaning, widening, lighting, or otherwise improving the same, also to provide for the construction, repair, and preservation of sidewalks, bridges, drains, and sewers, and for the prevention and removal of obstructions from the streets and sidewalks. Fourth—To condemn and appropriate to the public use, or to the use of the inhabitants of said town, all real and personal property when they deem the same necessary for the opening of streets or alleys, or for other public purposes. Such property shall be condemned or appropriated in the following manner: The Board of Trustees shall appoint one referee, and the claimant, owner, or owners of such property so to be condemned shall appoint one referee, and in the event that the two referees so appointed shall not agree upon the valuation of such property or claim, then the two appointed shall select a third referee, and a decision of a majority of such three as to the valuation of the property or claim by them appraised shall be reported by them to the Board of Trustees, and may be by them regarded and held as finally binding; and upon the payment of the sum named by said appraisers for such property to the claimant or owner thereof, or his duly authorized agent or attorney, such property or claim shall become the property of said town, which may take full and immediate possession of the same, and it may be obtained in the form and manner provided by law, where the relation of landlord and tenant exists. In case the owner or owners of property shall refuse or neglect to appoint such referee when required by the Board of Trustees, then the said Board of Trustees shall constitute a Board of Appraisers, and their valuation shall be final and binding; but no act of said Board of Trustees or referees in the condemnation of property, or any claim, right, or title to the same, as herein provided, shall be interpreted as an admission on the part of said incorporated town, of the legality of such assessed claim, right, or title; and whenever the said corporate body shall have become in any manner possessed of any real estate, upon which any improvements shall have been made for the benefit of said town or corporate body, no judgment in ejectment shall be rendered against said town or corporate body, but only judgment for damages in the value of said property, claim, right, or title, at the time of taking the possession of it, may be rendered. Fifth—To provide for the prevention and extinguishment of fires, to provide for a sufficient supply of water for extinguishing fires, for fire purposes, and fire apparatus, to arrange for and contract with persons or water companies for said water; also, to organize, regulate, establish, and disband fire companies, and to provide all apparatus, fixtures, and buildings necessary for the Fire Department and the use of fire Eject-
ment.
Fires.

Gun-powder. companies. Sixth—To regulate the storage of gunpowder and other combustibles. Seventh—To prevent and remove nuisances, and also to determine what are nuisances. Eighth—To create and establish a town police, prescribe their duties, fix their compensation, and prescribe rules for the regulation and government of the same. Ninth—To fix and collect a license tax on and regulate all theaters and theatrical performances, shows, circuses, billiard tables, bowling alleys, and all exhibitions and public amusements; to fix and collect a license tax on and regulate all saloons, barrooms, bankers, brokers, gold dust or bullion buyers, manufacturers, livery stables, express companies, and persons engaged in transmitting letters or packages; to fix and collect a license tax on and regulate auctioneers, stock brokers, drays, job wagons, and stage companies or owners whose place of business is in said town, or who shall have an office or agency therein; to fix and collect a license tax on all raffles, hawkers, peddlers, pawn-brokers, hurdy gurdy houses, and public dance houses, and upon every person who shall deal, play, carry on, open or cause to be opened, or who shall conduct, either as owner or employé, whether for hire or not, any game of faro, monte, roulette, lansquenet, rouge et noir, rondo, keno, fan tan, twenty-one, red, white and blue, red and black, or diana, or any banking game played with cards, dice, or any other device, whether the same be played for money, checks, credit, or any other valuable thing or representative of value; to fix and collect a license tax on all professions, trades, or business, not herein-before specified, having due regard to the amount of business done by each firm or person thus licensed; *provided*, that no license tax exceeding ten dollars shall be assessed or collected on any one business or calling during any one quarter. Tenth—To provide for the issuance of licenses herein provided for or fixed by the Board, in such sums, and on such terms, as may be prescribed by ordinances. Eleventh—To levy and collect an annual tax on all dogs within the limits of said town, and provide for the extermination of all dogs for which tax shall not have been paid. Twelfth—To provide all necessary public buildings for the use of said town. Thirteenth—To prevent Riots, etc. and restrain any riot or riotous assemblage or disorderly conduct within said town, to close all places of business, or public amusement, and prohibit and suppress the sale of spirituous liquors on any day of municipal, county, or State election. Fourteenth—To establish a Board of Health, to prevent the spread of diseases, and to provide for the indigent sick. Fifteenth—To provide for and regulate or prohibit the using of gunpowder or other combustibles or explosive material, the use of which would be likely to endanger the lives or property of the inhabitants. Sixteenth—To divide the town into two or more wards, define the boundaries thereof, and provide for town elections therein. Seventeenth—To fix and prescribe the punishment for the breach of any town ordinance or resolution, but no fine shall be imposed for any offense in any sum greater than five hundred dollars, and no imprisonment shall be prescribed for a longer term than six months. Eighteenth—To determine the duties, fix and establish the fees, salaries, and

compensation of all officers of said town not herein otherwise provided for, and to alter and change the same whenever they deem it best, and to remove from office any officer appointed by the Board for misconduct, or whenever the interests of the town require such removal. Nineteenth—To fill all vacancies, occurring in the Board of Trustees from any cause whatever, and to expel a member of the Board for misconduct by a vote of three fifths of the members elected. Twentieth—To make all necessary contracts and agreements for the benefit of the town, but no debt shall be contracted or liability incurred which shall exceed in the aggregate the sum of ten thousand dollars; to appropriate money for any item of expenditure, and appropriate to the use of the town all fines for the breach of any ordinance made by them under the provisions of this Act. Twenty-first—To make ordinances fixing the penalty for all misdemeanors and willful injury to property now punishable by fine not exceeding five hundred dollars, or six months' imprisonment; also, to fix a penalty for all cases of assault, and assault and battery, committed within the town limits, not charged to have been committed upon a public officer in the discharge of his duty, or with intent to murder or do bodily harm.

SEC. 15. It shall be the duty of the Board of Trustees to provide for the accountability of all town officers and other persons to whom the receipts or expenditures of any of the funds of said town shall be intrusted, by requiring of them sufficient security for the faithful discharge of their duties; to increase or diminish the amount of security to be given by any town officer or other person, whenever they deem it expedient; and in case of neglect of any officer to furnish such security as the Board of Trustees may require of him, within three days after such requirement they shall declare such office vacant.

SEC. 16. It shall be the duty of the Board of Trustees to make out and publish in some newspaper published in said town, in March and September of each year, a full and detailed statement of all receipts and disbursements, from what source received, and for what purpose paid out, during the six months next preceding such report.

SEC. 17. It shall be the duty of every Trustee of said town to attend the regular and special meetings of the Board of Trustees; to act upon committees when appointed thereto by the President; to report to the Board of Trustees any and all town officers whom they may know to be guilty of misconduct in office, or any neglect of duty, and to aid to the extent of their ability in enforcing the ordinances and maintaining the peace and good order of the town.

SEC. 18. All taxes and fines imposed, and all scrip issued, shall be made payable in gold coin of the United States. The style of ordinances shall be: "The Board of Trustees of the Town of Eureka do ordain." All ordinances made by the Board of Trustees shall be signed by the President and the Clerk of the Board, upon the journal of proceedings, where the same shall be written in full, and shall be published in some newspaper published in said town within one week after their passage, and shall be so published for not less than two weeks; and

Scrip. all scrip and bonds issued, contracts and agreements made, shall be signed by the President and countersigned by the Clerk of said Board, who shall also affix the seal of said town thereto.

Recorders SEC. 19. The Justices of the Peace in said town shall be ex officio Town Recorders of said town, with concurrent jurisdiction; *provided*, that such Justices file, as ex officio Recorders, such bonds as the Board of Trustees may require of them.

Power of Recorders SEC. 20. The Justices of the Peace who shall be ex officio Town Recorders shall have jurisdiction of all cases or actions for the violation of any town ordinance, and shall fine, hold to bail, or commit to prison any offender, in accordance with the provisions of such ordinances; and also of all cases of misdemeanor, and willful injury to property, punishable by fine not exceeding five hundred dollars, or by imprisonment not exceeding six months, or by both such fine and imprisonment; also of all cases of assault, or assault and battery, committed within the limits of said town, not charged to have been committed on a public officer in the discharge of his duty, or with intent to commit murder, or do great bodily harm. The said Justices of the Peace, as ex officio Town Recorders, shall have such further jurisdiction as is by general statute conferred upon Recorder's Courts. Such Recorders shall state separately in their dockets the amount of fine and costs in each case, and all fines imposed by them under the provisions of any town ordinances shall be paid into the Town Treasury at least once a month.

Duties of the Treasurer SEC. 21. It shall be the duty of the Treasurer to register all warrants in the order of their presentation, to receive and receipt for all moneys that may be paid into the Town Treasury, and to apportion the same as may be required by ordinance, and disburse the same on proper warrants, or orders of the Board of Trustees. He shall at all times keep his books and accounts open for the inspection of the Trustees, citizens, or any taxpayers, and shall, whenever required, furnish said Trustees with a full statement of all receipts and expenditures. He shall pay all warrants in the order of their registration, and perform such other duties and acts as may be prescribed by ordinance or resolution of the said Board of Trustees.

Duties of Clerk. SEC. 22. It shall be the duty of the Clerk to keep the corporation seal, papers, books, and documents belonging to the town; to file the papers and documents in his office under appropriate heads; to attend the sittings of the Board of Trustees, and keep a journal of the proceedings and a record of all the by-laws and ordinances; to make out all warrants and orders drawn on the Treasury, specifying therein the services or indebtedness for which each is drawn, and to countersign and affix the seal of the town to all such warrants or orders drawn in pursuance of any resolution of the Board of Trustees; to issue all licenses, countersign the same, and affix the seal of the town thereto; to keep an accurate account, in a suitable book, under appropriate heads, of all warrants drawn on the Treasury; also to keep in a suitable book, under appropriate heads, an account of all licenses issued, the date of issuance, and the amount.

SEC. 23. It shall be the duty of the Town Clerk, as ex officio

Town Assessor, to make out and return to the Board of Trustees a complete and correct list of all the property within the limit of said town taxable by law; the time and mode of making out such list, and returning the same, shall be as prescribed by ordinance, and he shall also do and perform such other duties as may be required of him by any ordinance or resolution of the Board of Trustees.

SEC. 24. It shall be the duty of the President to preside at all meetings of the Board of Trustees, and to sign all warrants of the President, or orders drawn on the Treasury, and all licenses issued in pursuance of any ordinance of said town.

SEC. 25. It shall be the duty of the Town Attorney to attend to all suits in which the town is interested; to give his advice, in writing, on any question when required by the President or Board of Trustees; to attend to all prosecutions in the Recorder's Courts, and do and perform such other duties as may be required of him by the Board of Trustees.

SEC. 26. It shall be the duty of the Marshal to execute and return any processes issued by the Recorders, or directed to him by any legal authority in all criminal cases, and attend upon the Recorders' Courts, and serve and return all papers issued by said Recorders; to serve and execute all writs, processes, and other papers issued from Justices' Courts in town suits, for which he shall be allowed to charge and collect the same fees as are allowed by law to Constables for similar services in civil actions; *provided*, that such fees shall in no case be a charge against the town. He shall arrest all persons guilty of a breach of the peace, or of any town ordinance, in his presence, and bring them before the Recorder's Court for trial and examination, and to perform such police and other duties as the Board of Trustees shall by ordinance or resolution direct.

SEC. 27. It shall be the duty of the Marshal, as ex officio Town Collector, to receive and collect all taxes and licenses due the town, and all other revenue due, or to become due, and to pay the same over to the Treasurer; the time and manner of such collections and payments shall be such as the Board of Trustees shall by ordinance or resolution prescribe.

SEC. 28. The Marshal, Clerk, Assessors, Treasurer, and Attorney, shall have power and authority, with the consent of the Board of Trustees, to appoint one or more deputies, and remove them at pleasure; the said officers being at all times liable on their official bonds for the acts of such deputies; and such deputies, when appointed, shall have power to perform all or any of the duties of their principals.

SEC. 29. Real and personal property may be sold under execution, by the Town Marshal, for taxes or assessments due said town. No property, whether real or personal, which shall be sold for town taxes, shall be subject to redemption, but the property so sold shall immediately vest in the purchaser thereof. The proceedings for the sale of property in cases of non payment of taxes or assessments, shall be substantially the same as that now prescribed by law for the sale of property

for State and county taxes, and the Justices of the Peace shall have the same jurisdiction in all actions for the collection of town taxes as that given them by law in actions for the collection of State and county taxes; and all laws now in force, or which may be hereafter enacted for the purpose of collecting State and county taxes, shall be applicable to proceedings for the collection of taxes for the Town of Eureka, so far as the same are consistent with the provisions of this Act. Upon the sale of real property for taxes, the Marshal shall execute and deliver a deed for such property to the purchaser thereof, and such deed shall be received in any and all Courts of this State as *prima facie* evidence that the grantee therein named, or his successors in interest, have a good and legal title to the premises therein described; and the possession of such property may be obtained in the manner prescribed by law where the relation of landlord and tenant exists; and the certificate of sale of the Marshal for personal property sold for taxes, shall be *prima facie* evidence of title thereto in the purchaser named in said certificate.

Ordinances to be printed SEC. 30. Any resolution or ordinance providing for the appropriation for any object or purpose, of the sum of three hundred dollars or more, shall lay over and be printed in some newspaper in the town for one week before final action shall be taken thereon.

Office, when vacated. SEC. 31. If any officer of the Town of Eureka shall remove his residence therefrom, or shall absent himself for more than thirty days, without leave of absence from the Board of Trustees, his office shall be declared vacant.

Fees and compensation of officers. SEC. 32. The fees and compensation of the several officers named in this Act shall be as follows: The compensation of the Trustees shall be one hundred dollars each per annum, payable quarterly, at the end of each quarter. The Justices of the Peace, as *ex officio* Town Recorders, shall receive the same fees as are allowed by law to Justices for similar services in civil and criminal cases; *provided*, that in no case such fees shall be a charge against the town. The Town Marshal, as such Marshal and Chief of Police, shall receive for his services such salary as the Board of Trustees may allow, not to exceed one thousand dollars per annum, payable monthly, at the end of each month; also, as *ex officio* Town Collector, not to exceed three per centum on all moneys collected by him and paid over to the Town Treasurer. The Town Treasurer shall receive not to exceed three per centum on all moneys paid into the Town Treasury. The Town Clerk, for his services as Clerk of said Board, and for such other clerical services as may be required of him as such Clerk, shall receive a salary not to exceed twenty-five dollars per month, payable monthly, at the end of each month. He shall also receive for his services as *ex officio* Town Assessor, such sum as the Board of Trustees may allow, not to exceed five dollars per day for such number of days as he shall actually be employed in his official duties as such *ex officio* Assessor. The District Attorney of Eureka County shall also be *ex officio* Town Attorney of the Town of Eureka, and in all criminal prosecutions under the town ordinances, shall be entitled to the same fees as are now provided by law in other criminal cases;

but in no case shall such fees be a charge against the town; provided, that in all civil cases prosecuted by the Town of Eureka, by order of the Board of Trustees, the Town Attorney shall be entitled to such compensation as the Board of Trustees shall by resolution allow, which shall not in any one year exceed the sum of five hundred dollars, and such percentage on the collection of delinquent taxes as the Board of Trustees may allow.

SEC. 33. The foregoing Act of incorporation shall be submitted to the qualified electors residing within the limits of the town territory hereinbefore defined, at an election to be held on the first Monday of May, A. D. eighteen hundred and seventy-seven. The ballots at such election shall be written or printed as follows: Those in favor of incorporation of said town under the foregoing Act, "For incorporation." Those against the incorporation of said town under the foregoing Act, "Against incorporation." At the same time the said electors shall vote for five legally qualified electors of said town, to act as the first Board of Trustees under this Act, in case a majority of the votes cast at said election shall be "For incorporation." For the purpose of this election, John S. Hinckley, Samuel Goldstone, and J. H. Morrison are hereby constituted a Board of Commissioners to provide for the registration of the duly qualified electors residing within the limits of said town, as hereinbefore prescribed, by furnishing to L. W. Cromer, Esq., or his legally qualified successor, Justice of the Peace of the Township of Eureka, in said County of Eureka (who is hereby required to make such registration, in accordance with the statute of this State now in force), necessary books for such registration, and appoint Judges, Inspectors, and Clerks of such election, and designate two or more places in said town where the polls of such election shall be held; and within three days after said election it shall be their duty to meet and canvass the votes cast at said election, as certified to them by the said Judges, Inspectors, and Clerks, and declare the result; and if the majority of said votes be cast "For incorporation," they shall issue certificates of the election to the five persons receiving the highest number of votes for Trustees of said town, who shall, within two days thereafter, duly qualify and enter upon the discharge of the duties of their office, and hold their office until their successors are duly elected and qualified.

This Act
to be
submitted
to the
electors.

SEC. 34. The statutes of this State now in force, so far as the same are applicable, shall apply to the election provided for in the foregoing section.

Statutes
in force.

SEC. 35. In case a majority of the votes cast at the election provided for in section thirty-three shall be "For incorporation," the persons elected thereat as Trustees shall, within two days after receiving their certificates of election, hold a meeting and regularly organize, by the election of a President and Clerk, and shall at the same meeting divide the said town into either two or four wards; and in case they divide the said town into two wards, at the next annual election under this Act two of the Trustees provided for herein shall be elected from one of said wards and two from the other, and one from the town at large; but in case said Trustees divide said town

Wards
and
Trustees.

into four wards, then, at the next annual election held under this Act, one of said Trustees shall be elected from each of said wards, and one from the town at large.

CHAP. LXI.—An Act for the payment of the claim of Doctors Langdon and Clark, for the keeping, maintenance, and support of Mrs. Margaret Mott, an indigent insane person.

[Approved March 1, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Appropriation made. SECTION 1. The sum of eleven hundred and thirty-five dollars and twenty-eight cents is hereby appropriated out of any money in the General Fund of the State not otherwise appropriated, for the payment of the claim of Doctors Langdon and Clark, for the keeping, maintenance, and support of Mrs. Margaret Mott, an indigent insane person.

Controller to draw warrant. SEC. 2. That the State Controller is hereby directed to draw his warrant for said sum of eleven hundred and thirty-five dollars and twenty-eight cents in favor of Doctors Langdon and Clark, and the State Treasurer is hereby directed to pay the same out of the appropriation herein made.

CHAP. LXII.—An Act to authorize the County Commissioners of Elko County, Nevada, to pay the claim of James M. Mateer.

[Approved March 1, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Claim authorized. SECTION 1. The County Commissioners of Elko County, in the State of Nevada, are hereby authorized to allow the claim of James M. Mateer, in the sum of two hundred and sixty-five dollars and fifty cents (\$265 50), amount claimed by him for witness fees and traveling expenses in the case of the People of the State of Nevada against John W. Nelson; and, upon said allowance by the said County Commissioners, the County Treasurer of said Elko County is hereby authorized to pay the same.

CHAP. LXIII.—*An Act to repeal an Act entitled “An Act to regulate the Fire Department of the City of Virginia,” approved February twentieth, eighteen hundred and sixty-four.*

[Approved March 1, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. An Act entitled “An Act to regulate the Fire Department of the City of Virginia,” approved February twenty-first, eighteen hundred and sixty-four, is hereby repealed.

CHAP. LXIV.—*An Act making appropriations for the support of the civil government of the State of Nevada for the thirteenth and fourteenth fiscal years.*

[Approved March 1, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The following sums of money are hereby appropriated for the objects hereinafter expressed, and for the support of the government of the State of Nevada for the thirteenth and fourteenth fiscal years:

For salary of Governor, twelve thousand dollars.

For salary of Lieutenant Governor, as ex officio Adjutant General and State Librarian, seven thousand two hundred dollars.

For salary of the Secretary of State, seven thousand two hundred dollars.

For salary of State Controller, seven thousand two hundred dollars.

For salary of State Treasurer, seven thousand two hundred dollars.

For salary of Surveyor General and Register, seven thousand two hundred dollars.

For salary of State Mineralogist, seven thousand two hundred dollars.

For salary of Attorney General, seven thousand two hundred dollars.

For salary of Superintendent of Public Instruction, four thousand dollars.

For salary of Justices of the Supreme Court, forty-two thousand dollars.

For salary of Clerk of the Supreme Court, seven thousand two hundred dollars.

For the purchase of Nevada Supreme Court Reports, six thousand four hundred dollars.

- Same. For preparation of Nevada Reports for publication, fourteen hundred dollars.
- For furnishing fuel, lights, preparing legislative halls, and preparing furniture for the ninth session of the State Legislature, to be expended under the direction of the Board of State Capitol Commissioners, fifteen hundred dollars.
- For salary of Governor's Private Secretary, four thousand eight hundred dollars.
- For salary of Deputy Secretary of State, six thousand dollars.
- For salary of Deputy Controller, six thousand dollars.
- For salary of Deputy Treasurer, six thousand dollars.
- For pay of Bailiff of the Supreme Court, one thousand dollars.
- For the transportation, care, and support of the indigent insane of the State, to be expended under the direction of the Board of Directors, seventy-five thousand dollars.
- For payment of rewards offered by the Governor, five thousand dollars.
- For copying and indexing laws by the Secretary of State, five hundred dollars.
- For copying and indexing journals of the eighth session, five hundred dollars.
- For stationery, fuel, lights for State officers and the State Capitol building, to be expended under the direction of the Board of State Capitol Commissioners, seven thousand dollars.
- For insurance of State Library and Capitol building, to be expended under the direction of the Board of State Capitol Commissioners, two thousand five hundred dollars.
- For pay of two porters and one night watchman for State Capitol, to be expended under the direction of the Board of State Capitol Commissioners, seven thousand dollars.
- For improving and keeping up Capitol grounds, to be expended under direction of the Board of State Capitol Commissioners, three thousand dollars.
- For prosecuting delinquents of infraction of revenue laws and enforcing the collection of the revenue, to be expended under the direction of the State Controller, three thousand dollars.
- For extra clerical services in the office of State Controller, two thousand dollars; and the Controller is hereby authorized to employ such clerical services as he may need, not exceeding the amount of this appropriation.
- For extra clerical services in the office of State Treasurer, one thousand dollars; and the State Treasurer is hereby authorized to employ such clerical services as he may need, not exceeding the amount of this appropriation.
- For extra clerical services in the office of the Secretary of State, two thousand dollars; and the Secretary is hereby authorized to employ such clerical services as he may need, not exceeding the amount of this appropriation.
- For State printing, paper, and official advertisements, and pay of the expert, to be expended under the direction of the Board of State Printing Commission, forty thousand dollars.
- For support and conducting the Orphans' Home, to be ex-

pended under the direction of the Board of Directors, twenty-~~same~~
six thousand dollars.

For building an addition and repairing the Orphans' Home, to be expended under the direction of the Board of Directors, thirty-five hundred dollars.

For the support and education of the deaf, dumb and blind, and their transmission to and from the institution, four thousand dollars.

For storage and transportation of State property, five hundred dollars.

For traveling expenses of State Mineralogist, sixteen hundred dollars.

For traveling expenses of Superintendent of Public Instruction, sixteen hundred dollars.

For current expense appropriation, to defray the telegraphic, postage, and contingent expenses of the several State officers, Supreme Court and State Library, and for transportation of books and documents, to be expended under the direction of the Board of State Capitol Commissioners, ten thousand dollars.

For the support of Nevada State Prison, including the salary of Warden, Deputy Warden, payment for services of Chaplain, and for transportation of convicts, and for purchase of material for carrying on industries at the prison, one hundred and seventy-five thousand dollars.

For pay of Deputy Register, draftsmen, purchase of maps and charts, and expense of selecting lands in State Register's office, ten thousand dollars, to be paid out of the State School Fund.

For contingent expenses of the Board of Examiners, six hundred dollars.

For support of State University, to be expended under the direction of the Board of Regents, twelve thousand dollars.

For pay of Clerk in State Library, three thousand six hundred dollars.

For payment of attorneys at Washington, D. C., for looking after State land interests, one thousand five hundred dollars.

SEC. 2. The various State officers to whom appropriations other than salaries are made under the provisions of this Act, shall, with their biennial reports, submit a detailed and itemized statement, under oath, of the manner in which all expenditures for their respective departments, other than the payment of salaries, have been expended, and that all such expenses were actually and necessarily incurred; *provided*, that no officer shall use or appropriate any money for any purpose whatever, unless authorized to do so specifically by law.

SEC. 3. Nothing herein contained shall be so construed as to apply to any appropriation that may have been, or that may hereafter be made specifically by law.

Sworn
statement
to be made
relative to
disbursements.

Not to
apply to
specific
appropriations.

CHAP. LXV.—An Act to provide for the republication and stereotyping of certain volumes of the Reports of the decisions of the Supreme Court.

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Reports, by whom, and in what manner to be published SECTION 1. There shall be published, by the publishers of the current volumes of Nevada Supreme Court Reports, from time to time, under the direction and by the approval of the Supreme Court, all volumes of the Reports of the decisions of said Court which shall be out of print, or so nearly so as to make the republication thereof, in the opinion of the Court, advisable; and such republication shall be edited by such person, learned in the law, as shall be selected or approved by said Court, and in such manner, and with such reduction of the number of volumes as said Court shall, by its order, direct; the entire cost of such editing to be paid by the publishers, and the numbers and pages of the present volumes to be preserved in such new edition; and the plates of all such volumes of Reports as shall be republished under this Act shall be stereotyped, and four hundred copies of each volume thereof, the same to be of the same style and quality as to paper and binding as volume ten of Nevada Reports, and to contain seven hundred and fifty pages or more, as the Supreme Court may determine, shall be delivered to the Secretary of State. And upon furnishing to the Secretary of State such copies, and satisfactory proof of having stereotyped the plates of such volumes, the said publishers shall receive from the State the price of two dollars and fifty cents (\$2 50) per copy for each volume of Nevada Reports so republished and furnished to the State, to be audited by the State Board of Examiners, and paid by the State Treasurer, on the warrant of the State Controller, out of any money not otherwise appropriated; *provided*, that when two volumes of said Reports shall be printed and bound in one volume, by direction of the Supreme Court, the price to be paid by the State shall be five dollars (\$5) per copy; *and, provided further*, that the said publishers shall enter into a contract, to be approved by the Justices of the Supreme Court, and filed in the office of the Secretary of State, stipulating that they will faithfully perform all the acts and conditions in this Act required to be performed by them, and particularly will, at all times, keep for sale, and sell to the State of Nevada, and to the residents of the State, copies of the volumes to be so republished, at the rate herein fixed; and said publishers shall give bonds for the fulfillment of said contract, in the sum of ten thousand dollars, which bond shall be filed with the Secretary of State and approved by the Justices of the Supreme Court, or a majority thereof.

Price per volume.

SEC. 2. The said publishers shall sell said volumes at a price not exceeding two dollars and fifty cents (\$2 50) per volume for each and every volume of Nevada Reports so republished, to all residents of this State, and no greater price shall be

demanded or received by them, or their agents or assigns, or either of them.

SEC. 3. The Secretary of State is hereby authorized to sell any copies of the volumes to be so republished, which the State may now have on hand exceeding fifty copies of each volume, which he shall retain for the use of the State, at the rate of two dollars and fifty cents (\$2 50) per volume.

SEC. 4. It shall be the duty of the Secretary of State, upon the republication of these Reports as herein provided, to ascertain to whom the early Reports have been supplied, as per Act of February twentieth, eighteen hundred and seventy-five, and supply, when he finds deficiencies, the following parties, with all the Reports of the Supreme Court of Nevada: To each State and Territory, one copy; to each of the heads of departments at Washington, one copy; to the library of Congress and the Nevada State Library, two copies; to each of the United States Circuit and District Courts in the States of Nevada, California, and Oregon, one copy; to each State officer, Justice of the Supreme Court, Clerk of the Supreme Court, District Judge, District Attorney, County Clerk, and Justice of the Peace in this State, one copy; and to each public library and literary association within this State, one copy. He shall, also, from time to time, distribute said Reports to such literary and scientific institutions, publishers, and authors as, in his opinion, may secure an interchange of works which may be properly placed in the State Library. The remaining copies shall be kept in the office of the Secretary of State for the use of the Legislature when in session; *provided*, that no distribution shall be made to any party or parties outside of the State when there may be less than one hundred copies of any given volume on hand.

SEC. 5. All Reports distributed to State, district, and other officers in this State, shall be for the use of the office, and shall be, by the person receiving the same, turned over to his successor in office; and the Secretary of State shall take proper receipts for such Reports.

SEC. 6. All volumes of Reports republished under this Act, except volumes one and two, shall contain a brief citation of the points made and authorities cited by the attorneys.

SEC. 7. All Acts and parts of Acts inconsistent with this Act are hereby repealed.

CHAP. LXVI.—An Act to amend “An Act amendatory of and supplementary to an Act entitled ‘An Act defining the time of commencing civil actions,’” approved November twenty-first, one thousand eight hundred and sixty-one; and to repeal Acts amendatory of said Act, approved March fifth, one thousand eight hundred and sixty-seven.

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Actions for the recovery of real property. SECTION 1. Section five of said Act, approved March fifth, one thousand eight hundred and sixty-seven, is hereby amended so as to read as follows:

Section Five. Actions other than those for the recovery of real property, can only be commenced as follows:

Six years. Within six years: First—An action upon a judgment, or decree of any Court of the United States, or of any State or Territory within the United States.

Second—An action upon a contract, obligation, or liability, founded upon an instrument in writing, except those mentioned in the preceding section.

Four years. Within four years: First—An action on an open account for goods, wares, and merchandise sold and delivered.

Second—An action for any article charged in a store account.

Third—An action upon a contract, obligation, or liability, not founded upon an instrument in writing.

Three years. Within three years: First—An action upon a liability created by statute, other than a penalty or forfeiture.

Second—An action for trespass upon real property.

Third—An action for taking, detaining, or injuring any goods or chattles, including actions for the specific recovery of personal property.

Fourth—An action for relief on the ground of fraud; the cause of action in such case not to be deemed to have accrued until the discovery by the aggrieved party of the facts constituting the fraud.

Two years. Within two years: First—An action against a Sheriff, Coroner, or Constable, upon the liability incurred by the doing of an act in his official capacity and in virtue of his office, or by the omission of an official duty, including the non-payment of money collected upon an execution.

Second—An action upon a statute for a penalty or forfeiture, where the action is given to an individual, or an individual and the State, except when the statute imposing it prescribes a different limitation.

Third—An action for libel, slander, assault, battery, or false imprisonment.

Fourth—An action upon a statute for a forfeiture or penalty to the State.

Fifth—An action against a Sheriff, or other officer, for the escape of a prisoner arrested or imprisoned on civil process.

SEC. 2. The time in section one of this Act shall be deemed

to date from the last transaction, or the last item charged, or Time, how reckoned.
last credit given.

Sec. 3. The provisions of this Act shall not effect [affect] Not to any transactions already barred by the statute, or existing contracts or obligations made and incurred prior to the passage of affect transactions already barred. this Act, but the same shall be governed in accordance with the provisions of law in force at the date they were contracted or incurred.

CHAP. LXVII.—*An Act to provide for the purchase of certain supplies for State officers and attachés of the Legislature.*

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The State Board of Examiners is hereby constituted ex officio a Furnishing Board, with the powers and duties hereinafter specified. Furnishing Board.

Sec. 2. It shall be the duty of said Board, as often as it shall become necessary, to advertise, for thirty days, in one daily newspaper published in Virginia City, one daily newspaper published in Carson City, one daily newspaper published in Reno, Nevada, and one daily newspaper published in San Francisco, California, for sealed proposals to furnish stationery, blank books, and such other articles necessary for the use of said State and legislative officers as are entitled thereto, or any of them; and said Board shall specify in said advertisement the amount and kinds of each article desired, samples or minute descriptions of which shall accompany and be deposited with the sealed proposals for furnishing the same, in the office of the Secretary of State; and all proposals received, as aforesaid, shall be opened and compared by said Board, any two of whom shall constitute a quorum, at the Secretary of State's office, at twelve o'clock M. of the day specified in the said advertisement; and the said Board shall then and there award the contract for furnishing said supplies, or any of them, to the lowest bidder, whose sealed bid shall be accompanied by a bond, with two or more sureties, in the sum of \$—, the sum to be not less than twice the amount of the value of the articles to be supplied, payable to the people of the State of Nevada, conditioned that if the bidder shall receive the award of said contract he will, in twenty days thereafter, deliver the supplies or articles for which he has been awarded the contract; provided, that in their said advertisement said Board may classify said supplies and articles, and may receive bids and award contracts for such separate articles or class of supplies as they shall deem the lowest and best; provided further, that said Board may require any class or articles of said supplies to be delivered in installments; provided further, that any and all bids which shall be deemed too high by said

Lowest bidder.

Bonds.

Proviso.

All bids may be declined. Board may be declined, in which case said Board shall again advertise for sealed proposals to furnish the classes or articles of supply so declined, and so on for the same cause, as often as it shall occur; and, provided further, that in such case said Board may purchase any articles or supplies for which bids have been rejected as aforesaid, in open market, and in amounts sufficient for immediate necessities, but at prices not exceeding the lowest prices in the bids rejected.

May buy in open market. Duties of Secretary. SEC. 3. It shall be the duty of the Secretary of State, immediately after the passage of this Act, to take a full and complete inventory of all stationery, blank books, and other articles and supplies aforesaid, then on hand, and enter the same in a set of books to be kept for that purpose, making a separate account for each class of articles; and in like manner he shall enter in said books a detailed and classified account of all purchases of articles and supplies authorized by this Act, showing the amount and cost of each article and class of supplies purchased, the amount and cost of each class issued, amount and cost of each article and class issued to each State officer and attaché of the Legislature, and amount and cost of each article and class on hand. He shall issue the supplies aforesaid only upon the requisition of the proper officer, and shall take a receipt for the same upon delivery, which requisition and receipt shall be filed and preserved in his office.

Inventories. SEC. 4. It shall be the duty of said Board, at the end of each fiscal year, and at such other times as they shall deem necessary, to cause an inventory to be taken of all the articles and classes of said supplies on hand and contracted for, and to make an examination of the amounts and vouchers appertaining to the same.

Legislative stationery. SEC. 5. It shall be the duty of said Board, at least one month prior to the assembling of each Legislature, to advertise in accordance with section two of this Act, for a supply of stationery and such other articles as shall be sufficient for the use of the State officers and attachés of the Legislature, or necessary for the public service, and at the commencement of each session said Board shall report to the Legislature a full account of their receipts and expenditures and stock of supplies on hand.

Expenses. SEC. 6. The actual expenses incurred by said Board in executing the powers and discharging the duties prescribed and imposed in this Act, when certified by them, shall be audited by the Controller, and paid by the Treasurer out of any money which shall have been appropriated for that purpose; provided, nothing in this Act shall be construed as allowing salary or compensation to said Furnishing Board for any services performed under the provisions of this Act.

Proviso. SEC. 7. It shall be the duty of the Secretary of the Senate and Chief Clerk of the Assembly, as often as it shall become necessary, to make requisitions upon the Secretary of State for such stationery, etc., as they shall deem necessary for the use of the Legislature and all committees of the same, and for which, upon delivery, they shall give their receipts to the Secretary of State. And it shall be the duty of the Secretary of the Senate and Chief Clerk of the Assembly, to issue all

Stationery, how issued to Legislature.

stationery to the several officers of their respective Houses as are entitled thereto, taking their receipts for the same.

SEC. 8. At the close of each session of the Legislature hereafter, it shall be the duty of each attaché of the Legislature drawing supplies as above provided, to return to the officer from whom such supplies were drawn, all articles in his possession belonging to the State. The State Controller is hereby required to withhold the last week's warrant of all attachés until they present a certificate from the Secretary of State to the effect that the property of the State (or so much thereof as has not been necessarily consumed in the discharge of the duties of their office), for which he holds receipts, has been returned to his custody.

SEC. 9. All Acts or parts of Acts in conflict with any of the ^{Acts} _{repealed.} provisions of this Act are hereby repealed.

CHAP. LXVIII.—*An Act to amend an Act entitled “An Act to incorporate Carson City,” approved February twenty-fifth, eighteen hundred and seventy-five.*

[Approved March 2, 1877.]

The People of [the State of] Nevada, represented in Senate [and] Assembly, do enact as follows:

SECTION 1. Section ten of the above entitled Act is hereby amended so as to read as follows:

Section Ten. The Board of Trustees shall have the following powers:

First—To institute and maintain any suit or suits of said city suits. in the proper Court or Courts, whenever in their judgment necessary, to enforce or maintain any right or rights of said city; and they may, in like manner, defend all actions brought against said city.

Second—They shall annually levy a tax of not less than one-quarter of one per cent, and not exceeding one per cent, on all the assessed value of all real and personal property situate in said city, and by law made taxable for State and county purposes.

Third—To lay out, extend, and change the streets and alleys in said city, and provide for the grading, draining, cleansing, widening, lighting, or otherwise improving the same; also to provide for the construction, repair, preservation, grade, and width of sidewalks, bridges, drains, and sewers, and for the prevention and removal of obstructions from the streets, alleys, sidewalks, drains, and sewers of said city; provided, that said Board of Trustees may, in its discretion, assess the cost, or any part thereof, of improving any street, or repairing or building any sidewalk, to the owner or owners of the property in front of which said street or sidewalk, or proposed sidewalk, is or will be, and may make such cost of building, repairing, or

- Lien. improvement a lien upon such property; *provided, further, that said cost of building, repairing, or improving any street or sidewalk which may be so as aforesaid assessed to the owner of, and made a lien upon, the property in front of which the same is or will be, shall not exceed ten per cent of the assessed value of such property, as the same shall appear from the last annual assessment thereof made for State and county taxation purposes, next preceding the time of making such street or sidewalk, or repairing or improving the same, as the case may be.*
- Fourth—To condemn property for the use of said city in the manner hereinafter provided.
- Fires. Fifth—To provide for the prevention and extinguishment of fires, and to organize, establish, regulate, and disband fire or hose companies in said city.
- Gun-powder. Sixth—To regulate or prohibit the storage of gunpowder and other explosive or combustible materials within the limits of said city.
- Nuisances. Seventh—To determine, by ordinance, what shall be deemed nuisances within the limits of said city, and provide for the punishment, removal, and prevention of the same.
- Licenses. Eighth—To fix and regulate a license upon, and regulate all theaters, theatrical performances, circuses, shows, billiard tables, bowling alleys, and all exhibitions and amusements within said city; to fix, regulate, and collect a license tax upon, and regulate all taverns, hotels, restaurants, eating houses, boarding houses, lodging houses, saloons, barrooms, bankers, brokers, gold dust or bullion dealers, manufacturers, livery stables, livery stable keepers, express companies, persons, or corporations engaged in carrying letters or packages, stage companies, or the owners of stages or stage lines having an office, agency, or place of business in said city; to license, tax, and regulate auctioneers and stockbrokers within said city; to license, tax, and regulate or prohibit all tippling houses, dram shops, saloons, and raffles; and license, tax, and regulate all hawkers and peddlers (except the hawkers and peddlers of the agricultural products of this State), pawnbrokers, refreshment and coffee stands, booths, and sheds within said city; to regulate or prohibit prostitution, houses of ill-fame, unlicensed and disorderly houses, gaming houses and burdy-gurdy houses, or dance houses, within said city; to levy and collect an annual per capita tax on all dogs in said city, and provide for the destruction of all dogs on which such tax shall not have been paid, and to prevent all other animals from running at large in said city; and to fix and have collected a license tax on all trades, professions, and classes of business carried on in said city and not hereinbefore specified.
- Issue licenses. Ninth—To provide for the issuance of all licenses in this Act specified, or permitted to be issued, and to fix the amount thereof, and the times for which, and the terms upon which the same shall be issued.
- Police. Tenth—To punish, restrain, and prevent any disorderly conduct within said city.
- Property. Eleventh—To hold, manage, use, and dispose of, all real and personal property of said city, and enforce the collection of all dues and demands belonging or inuring to said city; but no sale

of any such property shall be made until after it shall have been appraised by three appraisers, taxpayers of said city, at the actual market value, nor shall it be sold for less than seventy-five per cent of such appraised value.

Twelfth—To fix and prescribe the punishment for the breach ^{Penalties.} of any ordinance of said city, adopted by said Board of Trustees, to be enforced therein; but no fine shall be imposed for any offense in a sum greater than five hundred dollars, nor shall any term of imprisonment exceed six months; but in case of imprisonment, any person committed for punishment, after conviction, may be made to work during the term of such imprisonment on any public work of said city; *provided*, that nothing herein contained shall be so construed as to authorize the formation of a chain-gang in said city.

Thirteenth—To adopt or pass all ordinances, resolutions, rules, ^{Ordinances.} and orders, and do and perform all other acts and things necessary for the execution of the powers and jurisdiction conferred by this Act; and to audit and allow all claims properly payable out of the Treasury of said city; *provided*, said Board shall not have the power to audit or allow any claim whatsoever, unless there be sufficient funds in the City Treasury to pay the same at the time of such allowance. Any property, real or personal, ^{Property, how condemned.} necessary for the public use of the city, may be condemned and appropriated in the following manner: The Board of Trustees shall appoint one referee, and the claimant or claimants, or owner or owners of the property to be condemned, shall appoint one referee; and in the event the two referees so appointed shall not agree in the valuation of the property, or claimant's interest therein, then the two so appointed shall select a third referee, and the decision of the majority of such three as to the valuation of the property, or the interest therein by them appraised, shall be reported to said Board of Trustees, and may by them be regarded and held as final and binding; and upon the tender, in gold coin, of the sum named by said appraisers for such property, to the claimant or claimants, owner or owners thereof, or his or their agent or attorney, such property, or the interest therein appraised, shall become and be the property of the city; and the said Board of Trustees may, at any time after twenty days notice, cause the Marshal to remove all persons and obstructions from such property, in case the same be real, and may take immediate possession of the condemned property, whether the same be real or personal. In case the claimant or claimants, owner or owners of property sought to be condemned as herein provided, shall refuse or neglect, when required by the Board of Trustees of the city, to appoint a referee to value such property, the said Board of Trustees shall constitute a Board of Appraisers of such property, and their valuation of the same shall be final and binding; but no act of condemnation of property, or of any claim or interest therein, as herein provided, shall be deemed or held as an admission on the part of the city of the legality of the asserted claim thereto or right therein; and in the condemnation of property as in this Act provided, the referees or the Board of Trustees, as the case may be, shall consider whether the proposed improvements for which such property is so to be condemned will be of any benefit

Police.

to the persons owning or claiming the said property or some interest therein; and if they find the same will be of any benefit to such person or persons, they shall estimate the value of such benefit to him or them, and deduct the amount thereof from the estimated value of the property or interest therein condemned.

Fourteenth—To cause the City Marshal to appoint one or such number of policemen as the Board of Trustees shall from time to time determine, who shall be under the direction and control of the Marshal, as head of the police force of said city; but such appointment shall be of no validity whatever until the same shall have been approved by said Board of Trustees; and said Board of Trustees shall have power to remove any such policeman from office, at pleasure, upon good cause shown, and, upon a charge being preferred, to suspend until the same shall have been passed upon finally.

SEC. 2. Section twenty-five of said Act is hereby amended so as to read as follows:

Ordinances.

Section Twenty-five. The style of all ordinances shall be "The Board of Trustees of Carson City do ordain." All ordinances shall be published three days prior to going into effect. The style of all process shall be "The City of Carson."

CHAP. LXIX.—*An Act to provide for the payment of certain claims against the State of Nevada therein mentioned.*

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Appropriation made.

SECTION 1. The sum of ten thousand two hundred and sixty-four dollars and twenty cents (\$10,264 20), in United States gold coin, is hereby appropriated out of any moneys in the State Treasury not otherwise specifically appropriated, for the payment of the claims of E. B. Rail, A. B. Driesbach, and A. W. Pray, for work and labor done and materials furnished in and about the construction of the State Capitol, and for the payment of the several amounts due and unpaid on the various claims audited and allowed by the State Board of Examiners, under the provisions of an Act entitled "An Act to provide for the payment of outstanding and unsatisfied claims for labor performed, money or materials furnished, services rendered, and necessary expenses incurred in and about the construction and completion of the State Capitol, at Carson City," approved March sixth, eighteen hundred and seventy-one.

Controller to draw warrant.

SEC. 2. It shall be the duty of the Controller of State to draw his warrants on the State Treasurer in favor of the said claimants as follows, to wit: E. B. Rail, one thousand two hundred and twenty dollars and ninety-five cents (\$1,220 95); A. B. Driesbach, two hundred and thirty-six dollars and sixty-one

cents (\$236 61); A. W. Pray, five hundred and forty-six dollars and eighty-one cents (\$546 81).

SEC. 3. It shall be the duty of the Clerk of the State Board of Examiners to prepare from the records of the Board, a true and accurate list of the claims against the State of Nevada on account of the construction and completion of the State Capitol, which were audited and allowed by the State Board of Examiners, and paid pro rata under the provisions of the said Act of March sixth, eighteen hundred and seventy-one, mentioned in section one of this Act, as appears in the report of the Controller of the State, in the Appendix to the Senate Journal of the sixth session, showing the name of the claimants, the amount of each claim allowed, the amount paid on each claim, and the amount remaining unpaid on each claim, which said amounts, together with two years' interest thereon at the rate of ten per cent. per annum, shall be placed opposite the names of the said claimants respectively, a copy of which list, signed by the State Board of Examiners, and certified by the Clerk to be true and correct, as shown by the records on file, shall be deposited in the offices, each, of the Controller of State and of the State Treasurer.

SEC. 4. It shall be the duty of the Controller of State, on the application of any claimant, or his legal representative, whose name appears on the list mentioned in section three of this Act, to draw his warrant on the State Treasurer in favor of such claimant, or his legal representative, for the amount due and unpaid on his claim, with interest thereon at the rate of ten per cent. per annum for the term of two years, as shown by said list.

SEC. 5. It shall be the duty of the State Treasurer to pay the warrants in this Act authorized and provided for, in the order of their registry, out of any moneys in the State Treasury not otherwise specifically appropriated.

SEC. 6. On the expiration of six months from the passage of this Act, it shall be the duty of the Controller of the State to furnish the State Treasurer a statement in writing of all warrants drawn and issued under the provisions of this Act; and any portion of said ten thousand two hundred and sixty-four dollars and twenty cents (\$10,264 20) in this Act appropriated, for which warrants have not been drawn, shall revert to the General Fund in the State Treasury, and thereafter no further warrants shall be drawn under the provisions of this Act, and all claims in this Act provided for shall be forever barred.

CHAP. LXX.—An Act to provide for payment to Peter Cavanaugh, for expenditures of money made by him for the completion of the State Capitol of Nevada.

[Approved March 2, 1877.]

Preamble. WHEREAS: By Act of the Legislature of the State of Nevada, entitled "An Act to provide for the payment of outstanding and unsatisfied claims for labor performed, money or material furnished, services rendered, and necessary expenses incurred in and about the construction and completion of the State Capitol, at Carson City," approved March sixth, eighteen hundred and seventy-one, it was provided that Peter Cavanaugh should be allowed a sum not exceeding six thousand (6,000) dollars for expenditures incurred by him, for money expended, and services performed by him in the construction and completion of the State Capitol of Nevada;

AND WHEREAS: Said Peter Cavanaugh was compelled to expend the said sum of six thousand dollars so appropriated for him, and more, by reason of the failure of the Commissioners to comply with their part of the contract for the erection of said building, and by reason of the numerous and important changes in the original plans of said building, made by the said Commissioners, and for the purpose of completing said building, so as to enable the parties who had furnished labor and material and expended money in and about the construction of said building, to obtain the payment of the same;

AND WHEREAS: The said Peter Cavanaugh has not received any benefit from the said Act appropriating said sum of six thousand dollars, for his own use, in consequence of his having to expend said sum, and more, in the construction and completion of the said building, so changed from the original plan as above stated; now, therefore,

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Appropriation made. SECTION 1. That Peter Cavanaugh having expended the sum of six thousand (600[0]) dollars, by reason of changes in the construction of the State Capitol of Nevada, authorized and required by the Board of State Capitol Commissioners, the sum of six thousand (6,000) dollars is hereby appropriated to reimburse him for said ordinary [extraordinary] expenditure.

Controller to draw warrant. SEC. 2. That the Controller of State is hereby authorized and directed to draw his warrant upon the Treasurer of State, in favor of said Peter Cavanaugh, for the sum of six thousand (6,000) dollars, and the Treasurer of State is hereby directed to pay the sum out of any money in the General Fund not otherwise specifically appropriated.

Money appropriated. SEC. 3. The sum of six thousand (6,000) dollars is hereby appropriated for the payment of said warrant, out of any money not otherwise specifically appropriated.

CHAP. LXXI.—*An Act for the relief of Edward Laban.*

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The sum of six hundred and eighty-five dollars ^{Appropriation} is hereby appropriated to pay Edward Laban for the value of ^{at} ^{made.} certain horses captured from him by escaped prisoners from the Nevada State Prison at the time of the break in September, eighteen hundred and seventy-one.

SEC. 2. The State Controller is hereby directed to draw his ^{Controller} warrant upon the General Fund for said sum of six hundred ^{to draw} ^{warrant,} and eighty-five dollars, in favor of said Edward Laban, in full ^{etc.} satisfaction for said claim and the value of said horses, and the State Treasurer is required to pay the same.

CHAP. LXXII.—*An Act authorizing District Judges to appoint Court Commissioners, defining their duties, and providing fees for the same.*

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The District Judges may appoint for each county ^{Commissioner} of their respective districts, where the voters exceed five thousand, a Commissioner, to be designated as Court Commissioner appointed of the county.

SEC. 2. Every such Commissioner has power: First—To Powers hear and determine ex parte motions for orders and writs ^{and} ^{duties.} (except orders or writs of injunction) in the district of the county for which he is appointed. Second—To take proof and report his conclusions thereon, as to any matter of fact (other than an issue of fact raised in the pleadings) upon which information is required by the Court, but any party to the proceedings may except to such report within four days after written notice that the same has been filed, and may argue his exceptions before the Court, on giving notice of motion for that purpose.

SEC. 3. To take and approve bonds and undertakings whenever the same may be required in actions or proceedings in such district and county, and to examine the sureties thereon when exception has been taken to their sufficiency, and to administer oaths and affirmations and take affidavits and depositions in any action or proceedings in any of the Courts of this State, or in any matter or proceeding whatever.

SEC. 4. Said Court Commissioners shall be entitled to charge fees and receive for their services the following fees, to wit: For ^{May ad-} ^{minister} ^{oaths, etc.} allowed.

hearing and determining every ex parte motion for an order or writ, five dollars. For hearing and determining such contested motions or issues of law or fact as may be referred to them, or for taking proof upon or determining any matter of fact upon which information may be required by the Court, five dollars. For every day spent in business of the reference in such case for examining into the qualifications of sureties on bonds or undertakings when an exception has been taken to their sufficiency, five dollars. For taking and certifying every affidavit, and for the approval of every bond or undertaking, one dollar; and for taking and certifying depositions, twenty-five cents per folio. Said fees to be paid by the party by whom or at whose instance the matter may be brought before the said Commissioners, or if referred by the Judge of said Court, without motion from either party, or if by the consent of parties, then by the plaintiff, and the fees so paid to be taxed with the costs against the losing party. Such Court Commissioner shall have the right to demand his fees as aforesaid at the time the services are performed, and may retain any and all papers in cases where such fees have not been paid, until the same are paid.

CHAP. LXXIII.—*An Act to repeal an Act entitled "An Act to authorize the Board of County Commissioners of Storey County to issue bonds for certain purposes, and to provide for the payment of the same," approved January twenty-ninth, eighteen hundred and seventy-seven.*

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

<sup>Act
repealed.</sup> SECTION 1. An Act to authorize the Board of County Commissioners of Storey County to issue bonds for certain purposes, and to provide for the payment of the same, approved January twenty-ninth, eighteen hundred and seventy-seven, is hereby repealed.

<sup>Not to be
published</sup> SEC. 2. The Secretary of State is hereby directed and required to exclude from publication in the volume of laws to be published of the eighth session of the Nevada Legislature, the Act hereby repealed.

CHAP. LXXIV.—*An Act for the relief of Thomas Condon.*

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The sum of forty-four dollars is hereby appropriated out of the General Fund of the State, not otherwise appropriated, to pay the claim of Thomas Condon, for attendance as a witness for the period of twenty-two days before the committee of the Legislature during the session of eighteen hundred and seventy-five to investigate State Prison affairs.

SEC. 2. The State Controller is hereby directed to draw his warrant in favor of Thomas Condon for said sum of forty-four dollars, and the State Treasurer is directed to pay the same out of the appropriation herein made.

Appropriation.
Controller
to draw
warrant,
etc.

CHAP. LXXV.—*An Act to appropriate [appropriate] money for the payment of certain claims against the State of Nevada.*

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The Controller of the State of Nevada is hereby authorized and directed to draw his warrant upon the State Treasurer in favor of the following named persons, for the following mentioned sums of money, namely: The Treasurer of White Pine County, for the sum of five hundred and sixty-five and eighty-one one hundredths (\$565 81) dollars; B. S. and A. S. Lehman, S. D. Smith and J. N. Curtis, for the sum of fifteen hundred and eighty-one and seventy-eight one hundredths (\$1,581 78) dollars; and D. C. Clark and Bro., for the sum of eighteen (\$18) dollars; payable out of any money in the General Fund of said State not otherwise specially appropriated; and the Treasurer of said State shall pay said warrants out of said fund, upon presentation of the same; which said amounts of money shall be paid to said persons, their heirs or assigns, and received by them respectively in full payment and discharge of any and all claims or demands had, held, or asserted by them, or any of them, against the State of Nevada, for services rendered and supplies furnished to the State, by reason of the alleged Indian outbreak in White Pine County, during the year eighteen hundred and seventy five. And there is hereby appropriated out of any moneys in the General Fund, or hereafter to come into said fund, not otherwise specially appropriated, the said several sums of money hereinbefore mentioned and set forth, for the purpose of pay-

Controller
to draw
certain
warrants.

Appropriation
made.

ing the parties above named their said claims and demands for the services and supplies by them, as aforesaid.

CHAP. LXXVI.—An Act to appropriate money for the payment of certain claims against the State of Nevada.

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Controller to draw certain warrants. SECTION 1. The Controller of the State of Nevada is hereby authorized and directed to draw his warrants upon the State Treasurer, in favor of the following named persons, for the following mentioned sums of money, namely: L. R. Kelly, for the sum of one hundred and nine dollars; Patrick Brady, for the sum of eighty-two dollars; Peter P. Esterly, for the sum of eighty-two dollars; Joseph McLaughlin, for the sum of thirty-nine dollars; Thomas Flavin, for the sum of thirty-nine dollars; John Daley, for the sum of thirty-nine dollars; John Wallace, for the sum of thirty-nine dollars; James Bergan, for the sum of thirty-nine dollars; Edward Bluett, for the sum of thirty-nine dollars; James Brady, for the sum of thirty-nine dollars; William Brown, for the sum of fifteen dollars; John C. Colgan, for the sum of thirty-nine dollars; John Cuff, for the sum of thirty-nine dollars; Charles C. Drake, for the sum of thirty-nine dollars; John Huffman, for the sum of thirty-nine dollars; Thomas Kelley, for the sum of thirty-nine dollars; Larrie Lynch, for the sum of thirty-nine dollars; Robert Mellon, for the sum of thirty-nine dollars; Patrick McGinnis, for the sum of thirty-nine dollars; Thomas Matthews, for the sum of thirty-nine dollars; Isaac Noel, for the sum of thirty-nine dollars; James O'Brien, for the sum of thirty-nine dollars; David Roach, for the sum of thirty-nine dollars; Patrick Rown, for the sum of thirty-nine dollars; Charles Shield, for the sum of thirty-nine dollars; Philip Splain, for the sum of thirty-nine dollars; Alexander Von Henn, for the sum of thirty-nine dollars; Patrick Keyes, for the sum of fifteen dollars; John Wallace, for the sum of thirty-nine dollars; Joseph Snyder, for the sum of fifteen dollars—payable out of any money in the General Fund of said State not otherwise specifically appropriated, and the Treasurer of said State shall pay said warrants out of said fund, upon the presentation of the same, which said amounts of money shall be paid to said persons, their heirs or assigns, and received by them respectively in full payment and discharge of any and all claims or demands had, held, or asserted by them, or either of them, against the State of Nevada, for services rendered to the State of Nevada during the alleged Indian outbreak in White Pine County, during the year one thousand eight hundred and seventy-five; and there is hereby appropriated out of any money in the General Fund,

Treasurer to pay out of General Fund.

To be full payment.

or hereafter to come into said fund, not otherwise specifically appropriated, the said several sums of money hereinbefore mentioned and set forth, for the purpose of paying the parties above mentioned their said claims and demands for the services rendered by them as aforesaid; and in all cases hereinbefore mentioned, where money has been allowed to different claimants by name, the assignee of said claimant shall be entitled to receive the warrants and the money thereon, upon the presentation of the assignment of the time of services, properly authenticated.

CHAP. LXXVII.—*An Act to appropriate money for the payment of certain claims against the State of Nevada.*

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The Controller of the State of Nevada is hereby authorized and directed to draw his warrants upon the State Treasurer in favor of the following named persons, for the following mentioned sums of money, namely:

- Thomas H. Busodser, for the sum of ninety dollars;
- James L. Smith, for the sum of seventy dollars;
- James McMartin, for the sum of eight hundred and nineteen dollars;
- Hugh McKay, for the sum of nine dollars;
- C. L. Broy, for the sum of one hundred and twenty-five dollars;
- W. H. Clark, for the sum of four hundred and sixty-eight and twenty-five one hundredths dollars;
- B. Gray & Co., for the sum of one hundred and sixty-five dollars;
- John M. Keating, for the sum of one hundred and five dollars;
- H. Manheim, for the sum of one hundred and ninety-two dollars;
- John H. Dennis, for the sum of one hundred and thirty-seven dollars;
- W. H. Sweeney, for the sum of fourteen hundred and ninety-one dollars;
- Hilp Brothers, for the sum of two hundred and eighteen dollars and fourteen cents;
- George C. Johnson, for the sum of two hundred dollars;
- P. Felsenthal, for the sum of ninety-one dollars and twenty-five cents;
- J. J. Healpin & Co., for the sum of one hundred and seventy-five dollars and forty-five cents;
- J. Eseumann & Co., for the sum of thirty-seven dollars and twenty-five cents;

Same. John Roeder, for the sum of eighty-one dollars and thirty cents;
E. McAvoy, for the sum of one hundred and forty dollars;
James Pierson, for the sum of two hundred and twenty dollars;
Cook & Co., for the sum of one hundred and two dollars;
D. W. Newman, for the sum of seventy-five dollars;
W. C. Glissen, for the sum of two hundred and twenty dollars;
Thomas Galliger, for the sum of five dollars and seventy cents;
W. L. McKee and L. S. Scott, for the sum of four hundred dollars;
Miles Quillan, for the sum of one hundred and eighty-eight dollars and seventy-five cents;
R. Salaman, for the sum of two hundred and twenty-three dollars and fifty cents;
J. Eisenmann, for the sum of thirteen dollars;
Mrs. Stenson, for the sum of forty dollars;
S. R. Nichols, for the sum of twenty-three dollars and fifty cents;
Thomas Lespeyre, for the sum of ninety dollars;
J. H. Alderson, for the sum of thirty-five dollars;
M. V. Murphy, for the sum of one hundred and fifty dollars;
James McCarthy, for the sum of fourteen dollars;
D. C. Clark & Bro., for the sum of eighteen dollars;
Robert Stead, for the sum of three hundred and nineteen dollars;
N. C. Power, for the sum of fifty-five dollars;
H. C. Carnohan, for the sum of one hundred and forty-five dollars and ninety-eight cents;
J. W. Adams, for the sum of four hundred and seventy dollars;
Everts & Co., for the sum of two hundred and twenty-five dollars and four cents;
S. Hildreth, for the sum of twenty-five dollars and twenty cents;
A. Jackson, for the sum of ten dollars;
Maria Dealy, for the sum of twelve dollars;
D. B. Murphy, for the sum of one hundred and twenty-two dollars;
J. R. Townsend, for the sum of thirty-three dollars and fifty cents;
John Molitor, for the sum of one hundred and eighty-three dollars;
Charles Geary, for the sum of two hundred and eighty-nine dollars and fifty cents;
Mrs. Annie Smith, for the sum of ten dollars;
Plumhof & King, for the sum of twenty-five dollars;
Nora N. Hern, for the sum of one hundred and twenty-seven dollars and fifty cents;
C. F. Meyer, for the sum of seventy-six dollars;
J. S. Graham, for the sum of seventy dollars;
J. H. Lockwood, for the sum of thirty dollars;

Dan. Moris, for the sum of four hundred and twenty-three same dollars and fifty cents;

Dan. Moris, for the sum of seventy-eight dollars and eighty cents;

John Molitor, for the sum of thirty-four dollars and fifty cents;

Jacob Harris, for the sum of twelve dollars;

Nathan Smith, for the sum of sixty dollars;

N. Simonson, for the sum of thirty-nine dollars;

Bishop & Carpenter, for the sum of thirty-nine dollars;

Thomas W. Taylor, for the sum of forty-nine dollars;

Samuel Goldstone, for the sum of twenty dollars;

H. Boden, for the sum of eighteen dollars;

Nieves Leal, for the sum of thirty dollars;

J. Williams, for the sum of ninety-eight dollars;

J. C. Maupin, for the sum of thirty-nine dollars;

George Harmon, thirty-five dollars;

P. McGinnis, for the sum of forty dollars;

S. S. Sloss, for the sum of sixty-one dollars and fifty cents;

A. Morison, for the sum of thirty-nine dollars;

C. G. Hubbard, for the sum of thirty-seven dollars and twenty-five cents;

Sias & McCally, for the sum of fifty-nine dollars;

G. Clark, for the sum of ten dollars;

J. H. Alderson, for the sum of one hundred and sixty-six dollars;

Theodore Petrovich, for the sum of twenty-four dollars;

John H. Dennis, for the sum of one hundred and forty-five dollars;

Henry Allen, for the sum of forty dollars;

P. Murphy, for the sum of twenty-eight dollars;

L. R. Kelly, for the sum of fifty dollars;

J. C. Colgon, for the sum of forty dollars;

Max Obenfelder, for the sum of ninety dollars;

R. Sadler, for the sum of forty-two dollars and fifty cents;

Moris Ryli, for the sum of thirty-five dollars;

Anderson Holman, for the sum of sixty dollars;

Eureka and Palisade Railroad Company, one hundred and fifty dollars;

George Young, for the sum of twenty-seven dollars and seventy-five cents;

J. Clow, for the sum of thirty-nine dollars;

C. Martha, for the sum of twenty dollars;

Asa Green, for the sum of seventy-eight dollars;

J. W. Brown, for the sum of seventy-five dollars;

Edward Charbonna, for the sum of forty-six dollars;

A. M. Kirchner, for the sum of fourteen dollars;

J. S. Graham, for the sum of seventy-eight dollars;

N. P. Dibble, for the sum of ten dollars;

C. H. Fiske, for the sum of twenty-one dollars and seventy-five cents.

Martin Phillipini, for the sum of forty dollars;

H. McMellon, for the sum of seventeen dollars and fifty cents;

Same.

William Stevens, for the sum of eighty-one dollars and thirty cents.

A. C. Cleveland, for the sum of three hundred dollars;

J. S. Whitten, for the sum of five hundred and sixteen dollars and fifty-seven cents.

T. P. Cook, for the sum of one hundred and sixty-five dollars.

S. R. Sheckell, for the sum of one hundred and six dollars and seventy-two cents;

L. Back, for the sum of one hundred dollars;

Charles Geary, for the sum of twenty-eight dollars and twenty-five cents;

Charles G Hubbard, for the sum of one hundred and nine dollars and sixty cents;

John S. Graham, for the sum of eighty-two dollars and twenty cents;

Frank Rettenger, for the sum of fifteen dollars;

C. Martha, the sum of twelve dollars;

Peter Winn, the sum of fifteen dollars;

James R. Ballanger, the sum of fifteen dollars;

John C. Driscoll, the sum of thirty-nine dollars;

John Enright, the sum of thirty-nine dollars;

Harry Farlinger, the sum of thirty-nine dollars;

Peter P. Houser, the sum of fifteen dollars;

D. C. Hover, the sum of fifteen dollars;

James Hamilton, the sum of thirty-nine dollars;

John Johnson, the sum of fifteen dollars;

G. C. Kenny, the sum of fifteen dollars;

Edward A. Keyes, the sum of fifteen dollars;

D. Langabaugh, the sum of fifteen dollars;

S. Nordman, the sum of thirty-nine dollars;

Henry C. Reynolds, the sum of thirty-nine dollars;

J. B. Sanders, the sum of thirty-nine dollars;

J. B. Simpson, the sum of thirty-nine dollars;

H. Shumaker, the sum of fifteen dollars;

W. H. Taylor, the sum of fifteen dollars;

Peter Wagner, the sum of thirty-nine dollars;

George Nithan, the sum of fifteen dollars;

John Alexander, the sum of fifteen dollars;

George Bessemeto, the sum of fifteen dollars;

— Burt, the sum of thirty-nine dollars;

Louis Bernard, the sum of thirty-nine dollars;

Leon Charnetti, the sum of fifteen dollars;

Kerr Chestian, the sum of fifteen dollars;

Thomas Dolans, the sum of fifteen dollars;

J. Derby, the sum of fifteen dollars;

John Duke, the sum of fifteen dollars;

Charles F. Eadley, the sum of fifteen dollars;

John Eastman, the sum of thirty-nine dollars;

J. M. Freingo, the sum of fifteen dollars;

James R. Ferris, the sum of fifteen dollars;

George Hill, the sum of thirty-nine dollars.

James Hawkins, the sum of thirty-nine dollars;

Neil Hansen, the sum of fifteen dollars;

Charles Hansen, the sum of fifteen dollars;

J. Leftnich, the sum of fifteen dollars;

J. N. Lacy, the sum of fifteen dollars;
 J. H. Lee, the sum of fifteen dollars;
 George Morrison, the sum of thirty-nine dollars;
 Peter Moris, the sum of fifteen dollars;
 John Roberts, the sum of fifteen dollars;
 H. H. Robinson, the sum of thirty-nine dollars;
 C. C. Sprinks, the sum of fifteen dollars;
 S. Sacket, the sum of fifteen dollars;
 J. H. Ludar, the sum of fifteen dollars;
 Alphine Thiebault, the sum of fifteen dollars;
 H. A. Wassart, the sum of fifteen dollars;
 J. B. Wisler, the sum of fifteen dollars;
 James Warst, the sum of fifteen dollars;

—Payable out of any money in the General Fund of said State Treasurer not otherwise specially appropriated. And the Treasurer of to pay out of General Fund. said State shall pay said warrants out of said fund upon presentation of the same; which said amounts of money shall be paid to said persons, their heirs or assigns, and received by them respectively in full payment and discharge of any and all claims against the State of Nevada, for services rendered and supplies furnished to the State, by reason of the alleged Indian outbreak in White Pine County during the year eighteen hundred and seventy-five. And there is hereby appropriated out of any moneys in the General Fund, or hereafter to come into said fund, not otherwise specially appropriated, the said several sums of money hereinbefore mentioned and set forth, for the purpose of paying the parties above named their said claims and demands for the services and supplies furnished by them as aforesaid.

SEC. 2. Before issuing the warrants to the different claimants hereinbefore mentioned, the State Controller shall require each of said claimants, or their heirs or assigns, to present for cancellation the certificate of allowance issued to them, and each of them, by the Adjutant General, J. W. Adams, and shall only issue his warrant upon the surrender of said certificate, properly indorsed, and then only for the amount allowed by the provisions of this Act; provided, that the fifty-six names last mentioned in section one of this Act, comprising the men who were enrolled and performed actual service in Captain Hubbard's Company, First Brigade, Third Division, Nevada Militia, as appears by the muster roll in the Adjutant General's office, to whom no certificates were issued, shall be entitled to receive the warrants for their compensation hereinbefore mentioned without the presentation of such certificates; and in all cases hereinbefore mentioned where money has been allowed to different claimants by name, the assignee of said claimant shall be entitled to demand and receive the warrants and the money thereon upon the presentation of the certificate above mentioned, properly indorsed, or the assignment of the time of service, properly authenticated.

Certifies to be canceled.
Proviso.

CHAP. LXXVIII.—An Act providing for paying the services of the late Charles E. De Long in the prison investigation case.

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Appropriation made. SECTION 1. The sum of one thousand dollars is hereby appropriated out of any money in the State Treasury not otherwise appropriated, for the purpose of paying the widow of the late Charles E. De Long for the legal services of her husband in the investigation of the charges against the Warden of the prison, before the Board of State Prison Commissioners, during the years eighteen hundred and seventy-five and eighteen hundred and seventy-six.

Controller to draw warrant, etc. SEC. 2. The State Controller is hereby directed to draw his warrant in favor of Mrs. Charles E. De Long for the sum of one thousand dollars, and the State Treasurer is hereby directed to pay the same as provided in this Act.

CHAP. LXXIX.—An Act to prevent persons having a claim or claims against the State from presenting the same claim or claims a second time.

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Release to be given. SECTION 1. Any person or persons having a claim or claims against the State after the same shall have been presented and allowed, shall, before the same are paid by the Treasurer of State, execute, under seal, a full and complete release of all claims and demands of whatever nature or kind against the State, since the organization of the State to the date of such payment; and the Treasurer of State shall carefully preserve and file alphabetically in his office for future reference all such releases so executed.

CHAP. LXXX.—An Act transferring the unappropriated balance in the State Building Fund to the General Fund of the State.

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Whatever unappropriated money there may be in

the State Building Fund on the second day of March, eighteen ~~Money,~~
hundred and seventy-seven, is hereby transferred to the Gen-^{trans-}
eral Fund of the State.^{ferred.}

SEC. 2. Whenever the State Controller is officially advised of the amount of money appropriated out of the State Building Fund, it shall be his duty to notify the State Treasurer of the amount of such appropriation, and that any balance remaining in said State Building Fund is transferred to the General Fund of the State.

CHAP. LXXXI.—An Act to provide for the payment of certain legislative expenses.

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The State Controller is hereby authorized and required to draw his warrant on the "Legislative Fund," in favor of George W. Cassidy, President pro tem of the Senate, and O. H. Grey, Speaker pro tem of the Assembly, for the sum of one hundred and twenty dollars each, for services rendered as such President pro tem and Speaker pro tem of the Senate and Assembly respectively, and the State Treasurer is hereby authorized and required to pay the same.

CHAP. LXXXII.—An Act to prohibit the sale of ardent spirits to the Indians.

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Any person who shall, after the passage of this ~~Misde-~~
Act, sell, barter, give, or in any manner dispose of any spirit-^{misdemeanor.}
uous or malt liquors of any kind or description whatever, to any Indian within this State, shall be deemed guilty of a mis-
demeanor, and upon due conviction thereof before any Court of competent jurisdiction, shall be fined in any sum not exceed-^{Penalty.}
ing five hundred dollars, or be imprisoned in the county jail for any time not exceeding six months, or by both such fine and imprisonment, in the discretion of the Court.

SEC. 2. In all prosecutions under this Act, Indians shall, and are hereby declared to be competent witnesses, and shall ^{may} testify. be permitted to testify for or against any persons; but the

credibility of such witnesses shall be left entirely with the jury.

**Justices
shall be
compe-
tent.**

**Act
repealed.**

SEC. 3. Justices of the Peace, within their respective counties, shall be considered Courts of competent jurisdiction within the meaning of this Act.

SEC. 4. An Act entitled "An Act to prohibit the sale of ardent spirits, firearms, or ammunition to Indians," approved December seventeenth, eighteen hundred and sixty-two, is hereby repealed.

CHAP. LXXXIII.—*An Act to incorporate Silver City, Lyon County, Nevada.*

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

**Incor-
porated.**

SECTION 1. On and after the second Monday in March, eighteen hundred and seventy-seven, and for the purposes herein-after mentioned, the inhabitants of that portion of the County of Lyon embraced within the limits hereinafter set forth, shall be a body politic and corporate, by the name and style of Silver City, and by that name they and their successors shall be known in law, have perpetual succession, and sue and be sued in all Courts. The said Silver City shall include the following described tract or tracts of land: The north half of the northwest quarter of section sixteen; the southeast quarter of the southwest quarter, the west half of the southwest quarter, and the southwest quarter of the northwest quarter of section nine; the east half of the southeast quarter, and the fractional portion of the southeast quarter of the northeast quarter, as shown on map, of section eight, in township sixteen north of range twenty-one east, M. D. M., according to the official plat of the United States survey of the town site of said Silver City, made by the United States Surveyor General of the State of Nevada, on file in the office of the County Recorder of said Lyon County.

**Board of
Trustees.**

SEC. 2. The corporate powers of the city shall be vested in a Board of Trustees, to consist of three members, who shall be actual residents and owners of real estate in the town, and who shall be chosen by the qualified electors thereof.

**First
Board to
meet and
choose
President,
etc.**

SEC. 3. The Board of Trustees for the first term shall consist of J. W. Grier, J. M. McGinnis, and Joseph Munckton, whose duty it shall be to assemble at some suitable place in said Silver [City] on the second Monday in March, eighteen hundred and seventy-seven, take the oath of office as such Trustees, and hold their first meeting as a Board of Trustees. The Board shall then elect one of their number, who shall be President of the Board of Trustees until the first election taking place under the provisions of this Act, and the Board shall there enter upon the discharge of their duties.

SEC. 4. At the general election held on the first Tuesday in November, eighteen hundred and seventy-eight, there shall be elected three Trustees, who shall hold office for the term of two years, commencing on the first Monday in January, eighteen hundred and seventy-nine, who shall hold office for the term of two years, or until their successors have been elected and qualified. Whenever any vacancy or vacancies shall exist in said Board, it shall be the duty of the remaining Trustee or Trustees to fill such vacancy or vacancies by the appointment of a qualified person or persons to fill such vacancy or vacancies, and the Trustee or Trustees so appointed shall hold his or their office until the next general election. A vacancy in said office shall be deemed to exist when any Trustee shall have ceased to have been a resident of, or owner of real estate in said town for the term of three months. The office of any Trustee may be declared vacant upon his failure to attend the meetings of the Board for the term of three months continuously.

SEC. 5. All provisions of law which now are or hereafter may be in force regulating elections, and providing for the registration of electors, shall apply to the election of the Trustees. General Election law made applicable Elections to be had at the same time, at the same polling place or places, and under the direction and superintendence of the Inspectors appointed by the Board of County Commissioners of said Lyon County to conduct and superintend at the general elections held in said county; and the Inspectors and Clerks at said election shall certify to the Board of County Commissioners of said Lyon County the votes cast for Trustees, and said Board shall canvass the same at the time that the votes cast for State, county, and precinct officers are canvassed, and shall cause a synopsis of the same to be entered upon their minutes, and the Clerk of said Board shall thereupon issue certificates of election to the persons declared duly elected Trustees. The election of any person to the office of Trustee may be contested in the manner and form as provided by statute concerning general elections.

SEC. 6. The Trustee or Trustees chosen at any election held under this Act, or appointed to fill a vacancy, shall take the official oath within ten days after due notice of such election or appointment, and upon failure thereof his office may be declared vacant; provided, that in case the person or persons so elected shall be absent from the county at the time of the election, he shall be allowed twenty days in which to return and qualify as such Trustee.

SEC. 7. The President of the Board of Trustees shall preside at the meetings of the Board, and shall perform such other duties as the Board may prescribe. At any meeting of the Board, in the absence of the President, the other Trustees shall designate one of their number, who shall be President pro tem. of the Board.

SEC. 8. The Board of Trustees shall hold regular meetings on the first Monday in each month, and such other meetings as by adjournment or resolution they may determine; but the President of the Board shall have power to call special meet-

ings whenever in his judgment it shall be necessary. A majority of the Board shall constitute a quorum for business.

Powers of the Board Water. SEC. 9. The Board of Trustees shall have power:

First—To make contracts for laying water pipes, constructing buildings and reservoirs, hydrants, furnishing hose, water, and all necessary apparatus for the prevention and extinguishment of fire in said Silver City, and to hold, manage, and use the same.

To collect certain moneys. Second—To collect and receive all moneys that have been derived, or that may hereafter be derived from the public sale of town lots in said city, under the Act of the Legislature of the State of Nevada entitled "An Act prescribing rules and regulations for the execution of the trust arising under the Act of Congress entitled 'An Act for the relief of the inhabitants of cities and towns upon the public lands, approved March second, eighteen hundred and sixty-seven,' approved February twentieth, eighteen hundred and sixty-nine," and to apply such money in part payment for such water, water pipes, hydrants, reservoirs, hose, apparatus, and buildings.

Fire companies. Third—To organize, regulate, establish, and disband fire or hose companies within said city.

To hold streets, etc. Fourth—To hold and preserve, for the use and benefit of the inhabitants of said city, all streets, alleys, and public squares already established and in use in said city.

Tax. Fifth—They shall annually levy a tax of not exceeding one per cent. upon the assessed value of all real and personal property situate in the city and made taxable by law for State and county purposes.

To institute suit. Sixth—To institute and maintain any suit or suits in any Court or Courts necessary, in their judgment, to enforce or maintain any right or rights of said city. All such suits shall be instituted in the name of the Board of Trustees, for the use and benefit of the inhabitants of said city, and shall be entitled accordingly, in all pleadings and proceedings.

To adopt rules, etc. Seventh—To adopt all rules and regulations, and do and perform all other acts and things necessary for the execution of the powers and jurisdiction by this Act conferred, and to audit and allow all claims properly payable out of the funds of the city; *provided*, that the Board of Trustees shall draw no warrants upon the City Treasury unless there be in the City Treasury a sufficient amount of money to pay the same. Any property, real or personal, necessary for the public use of the city, may be condemned and appropriated in the following manner:

Property, how condemned. The Board of Trustees shall appoint one referee, and the claimant or claimants, owner or owners of the property sought to be condemned shall appoint one referee, and in the event the two referees so appointed shall not agree in the valuation of the property to be condemned, then the two referees so appointed shall select a third referee, and the decision of a majority of such three as to the valuation of the property or interest therein by them appraised, shall be reported to the said Board of Trustees, and may by them be regarded as final and binding, and upon the tender in gold coin of the sum named by said appraisers for such property to the claimant or claimants, owner or owners thereof, or his agent or attorneys, such property or the

interest therein appraised shall become and be the property of the city, and said Board of Trustees may take immediate possession of the same. In case the claimant or claimants, owner or owners of property sought to be condemned as herein provided, shall refuse or reject, when required by the Board of Trustees, to appoint a referee to value such property, the said Board of Trustees shall constitute a Board of Appraisers of such property, and their valuation of the same shall be final and binding; but no act of condemnation of property or of any claim of interest therein, as herein provided, shall be deemed or held as an admission on the part of the city of the legality of the asserted claim thereto, or right therein; and in condemnation of property, as in this Act provided, the referee, or Board of Trustees, as the case may be, shall consider whether the proposed improvements for which such property is so condemned will be of any benefit to the persons owning or claiming the said property, or some interest therein, and if they find that the same will be a benefit to such person or persons, they shall estimate the value of such benefit to him or them, and deduct the amount thereof from the estimated value of the property or interest therein condemned.

SEC. 10. The Treasurer of Lyon County shall, in addition to the duties now imposed upon him by law, act as the Treasurer of Lyon County, and shall be ex officio City Treasurer. It to be Treasurer; his duties. shall be his duty to keep in a separate fund, to be known as the "Silver City Fund," all moneys collected or on account of said Silver City, under and by virtue of this Act, and shall pay the same out upon warrants duly signed by a majority of the Board of Trustees and the City Clerk; provided, there be in said fund a sufficient amount of money to pay the same; but if he has not such money he shall indorse on said warrant, "Not paid for want of funds," adding thereto the date of such indorsement, and signing his name officially thereto, and thereafter he shall pay such warrant out of the first money applicable thereto in its order. The President of the Board of Trustees, or some one of the Board appointed by the President, shall once in every three months examine the books and vouchers of the City Treasurer concerning the state of the finances in his hands, and report the result to the Board, which shall be spread at large upon the minutes of the Board.

SEC. 11. The Assessor of Lyon County shall, in addition to the duties now imposed upon him by law, act as the Assessor of the city, and shall be ex officio City Assessor.

SEC. 12. The District Attorney of Lyon County shall, in addition to the duties now imposed upon him by law, act as the Attorney for the city, and shall be ex officio City Attorney.

SEC. 13. The County Auditor of Lyon County shall, in addition to the duties now imposed upon him by law, extend the assessment of all taxes levied for the use and benefit of the city, and shall immediately certify the amount thereof to the City Clerk, and shall in like manner certify to said Clerk the amount of any delinquency which may attach by reason of the non-payment of any tax at the time required by law.

Tax to be levied. SEC. 14. The Board of Trustees shall annually, on or before the third Monday in March, levy a tax as hereinbefore provided, upon all real and personal property situated within the city and made assessable by law for State and county purposes, and the City Clerk shall immediately certify the same to the City Assessor. The tax so levied shall be assessed and collected at the same time and in the same manner and by the same officers, exercising the same functions (acting *ex officio* as city officers) as prescribed and provided in the revenue laws of this State for the collection of State and county taxes; and said city tax so levied shall be assessed and collected with the State and county taxes of each year, and the revenue laws of this State shall in every respect not inconsistent with the provisions of this Act, be deemed applicable, and so held to the levying, assessing, and collecting of the city taxes; *provided*, that in the matter of equalization of assessments upon property the rights of the city shall be concluded in the manner and to the same extent as is the State and the county by the action of the County or State Board of Equalization; and whenever or wherever practical and expedient, all forms and blanks in the use in levying, assessing, and collecting of State and county revenue, shall, with such alterations or additions as may be necessary, be used in the levying, assessing, and collecting of the revenue of the city.

Taxes, etc. collected to be paid to the City Treasurer. Account to be kept. SEC. 15. All taxes or other moneys collected or received for the city by any officer or other person, under and by virtue of the provisions of this Act, shall be paid by the officer or person collecting or receiving the same to the City Treasurer, who shall keep an account thereof, and give itemized receipts therefor, in duplicate, one of which shall be by him immediately forwarded to the City Clerk for the more perfect keeping of his accounts, and for the information and guidance of the Board of Trustees, and the other shall be given to the officer or person so paying in such money.

Salaries. SEC. 16. The Trustees shall receive no compensation for their services. The Board of Trustees shall have power to appoint a clerk, who shall receive for his services a salary not exceeding sixty dollars per annum, to be fixed by the Board of Trustees. The City Treasurer shall receive for his services one per centum on all moneys received by him for or on account of said Silver City, but shall receive nothing for disbursing the same. The County Auditor shall receive, for extending the tax on the assessment roll, not to exceed fifteen cents per folio of one hundred words; *provided*, that in no case shall the Auditor receive more than twenty-five dollars for such service in any one year. The City Assessor shall be entitled to receive and retain, on account of taxes collected by him on personal property, six per centum on the amount collected, but shall receive no other salary or compensation.

Taxes, how applied. SEC. 17. All moneys derived from taxes shall be to the purchase and construction of said water pipes, hydrants, reservoirs, hose, buildings, and apparatus, to the laying of such pipes, to payment for any land that may be condemned for such purposes, to supplying the city with water for such reservoirs and pipes, and keeping the same in good order and repair,

and to defray the necessary expenses of said city government, ^{Extent of} as hereinbefore mentioned; and the Board of Trustees shall ^{contract} have no power to make any contract for any of the purposes ^{and debt.} aforesaid, exceeding in amount the sum of five thousand dollars, but said Board of Trustees shall in no event contract any debt or debts against said city exceeding in the aggregate the sum of three thousand dollars.

CHAP. LXXXIV.—*An Act providing for the removal of county seats and permanent location of the same.*

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Whenever three fifths of the qualified electors ^{Three} of any county of this State, each elector being a taxpayer of ^{fifths of} said county, as appears by the last assessment roll, who have ^{petition} taken and subscribed to the oath or affirmation prescribed by law for the registration of electors in this State, shall petition the Board of County Commissioners of such county for the removal or location of the seat of justice of said county, the said County Commissioners shall, within sixty days thereafter, cause an election to be held at the various places of voting in ^{Election} said county, the said County Commissioners giving thirty days ^{to be held.} notice in some newspaper published in the county, or by posting written or printed notices at the several voting precincts ^{Notice.} in the county; such notice shall state the time and place of holding, and for what purpose such election is held; and any election provided for in this Act may be held on the day of any general election in said county. The place receiving a majority of all the votes cast at such election shall be declared the county seat; *provided*, that if no place receive a majority of all the votes cast, there shall be held a second election for said ^{If no} seat of justice, on a day not less than twenty nor more than ^{majority,} thirty days after the vote of the first election is counted and declared by the said Board of County Commissioners, which ^{second} last day shall be fixed by the Board of County Commissioners, ^{election} and they shall give notice of the same for at least ten days, in the manner provided for the first election. At said second ^{Ballot} election the balloting for the seat of justice shall be confined ^{restricted} to the two places having the highest number of votes at the first election.

SEC. 2. Within ten days after such election shall be held the ^{Vote} Board of County Commissioners shall meet and proceed to can- ^{canvassed} vass the vote, and the place which has received the majority of all the votes cast shall be proclaimed by them the seat of justice for said county.

SEC. 3. The county officers who are required by law to keep ^{Officers to} their offices at the county seat, shall, within twenty days after ^{remove} said proclamation, remove all books, records, papers, and furni- ^{papers,etc}

Penalty. ture belonging to the county to the place named, and if any officer shall fail to remove within the time prescribed by this section, he or his sureties shall pay to the county the sum of twenty dollars for each and every day of such failure, to be sued for and collected by the Board of County Commissioners.

Registry Agent to certify. SEC. 4. Every petition for the purpose mentioned in section one of this Act shall be accompanied by the certificate of the registry agent of the district where the persons signing such petition reside, showing that all the persons whose names are signed to said petition are qualified electors of said county, as appears by the registry list of said district, or the affidavits on file in his office of persons not registered at the last general or special election, but who are qualified electors of said county.

Election, how conducted. SEC. 5. The election provided for in this Act shall be conducted in all respects as provided for by the general election laws of this State, and any person swearing or affirming falsely in taking an oath provided for in this Act, shall be deemed guilty of perjury, and held subject to all the penalties attached by law to the commission of that crime.

Act repealed. SEC. 6. The Act entitled "An Act providing for the removal of county seats and the permanent location of the same," approved March second, eighteen hundred and sixty-seven, and all Acts in conflict with this Act, are hereby repealed.

CHAP. LXXXV.—*An Act to provide for the better enforcement of an Act to amend an Act entitled "An Act to prevent the destruction of fish," approved March second, eighteen hundred and seventy-one, approved January twenty-sixth, eighteen hundred and seventy-seven.*

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Peace officers neglecting to enforce the law, guilty of a misdemeanor.

Penalty.

Any citizen may make complaint

Shall be no bar to removal.

SECTION 1. It shall be the duty of all District Attorneys, Sheriffs, Constables, and all peace officers of this State, to enforce the provisions of the above mentioned Acts, and if any of the officers herein named shall willfully neglect or refuse to prosecute any person or persons within their jurisdiction or bailiwick, who may violate the provisions, or either of them, of said Acts, he or they shall be deemed guilty of misdemeanor in office, and upon conviction thereof shall be fined each in any sum not exceeding five hundred dollars. Any citizen may make complaint, under oath, against any officer above mentioned, for a violation of his duties as herein specified, before the proper Justice of the Peace within the county where such neglect of duty may occur, and said Justice of the Peace shall proceed upon said complaint in the same manner as is provided by law for the trial of other misdemeanors; and the judgment of any Justice of the Peace imposing a fine upon any officer under the provisions of this Act, shall in no case be a bar to

any proper proceedings which may be instituted before any Board of County Commissioners or other body or proper tribunal having jurisdiction thereof, for the removal of such officer from office for such misdemeanor.

CHAP. LXXXVI.—An Act to enable the Board of Commissioners for the Care of the Indigent Insane to make certain provisions for the proper care of said insane.

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The Board of Commissioners for the Care of the Indigent Insane of this State, are hereby authorized and directed to make a contract for the proper care and maintenance of the indigent insane of this State, with the parties at present in charge of insane; *provided*, that such contract shall not be for less than four years, and that the price per patient shall be the same as under the existing contract between the State and the same parties.

CHAP. LXXXVII.—An Act to amend an Act in relation to highways, approved March fifteenth, eighteen hundred and seventy-five.

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section one of said Act shall be so amended as to read as follows:

Section One. Whenever a majority of the taxpayers of any township or townships in any county of this State, whose names shall appear on the last previous assessment roll, shall petition the Board of County Commissioners of such county to divide such township or townships into a road district, or road districts, it shall be the duty of said County Commissioners to so divide such township or townships, and to create such road district or districts (fixing the boundaries thereof and having the same recorded), and to appoint a Road Supervisor for each road district, to serve until next general election, when said Supervisors shall be elected by the people of their district (in the same manner that other township officers are elected) to serve for two years, and until their successors are elected and qualified. When such road district or districts shall once be created they shall remain the same, and have the rights and be subject to District to remain organized until dis-

to the duties herein given and imposed, until a majority of the taxpayers of such district shall petition the Board of County Commissioners of the county to disorganize the same, when it shall be the duty of such Board to disorganize said district.

SEC. 2. Section eight of said Act shall be so amended as to read as follows:

Road Fund, how created and maintained. Section Eight. To create a Road Fund for the district [s] hereby authorized to be created, the said County Commissioners are required to set off to said fund the net proceeds of the county's proportion of all poll taxes collected from citizens residing in such road districts; also, when they deem it expedient, they may levy a property tax not to exceed one fourth of one per cent. on all the property of the county, annually, to be levied, assessed, and collected as other taxes, and assigned by them to the funds of the several road districts, as they may deem for the best interest of the county; also, when a majority of the property holders of any road district shall petition to the County Commissioners in favor of an additional special tax for the benefit of such district, said Commissioners shall levy a tax on all property within such district, at a rate not to exceed three dollars upon each one thousand dollars valuation, which tax shall be collected by the Road Supervisors, as hereinafter provided, and paid into the Treasury for the Road Fund of such district; *provided*, that any person owing the last named property tax, may pay a part or all of the same by labor on the roads of the district, under the direction of the Supervisor thereof, at the rate of three dollars for each full day's work and implements of labor, four dollars per day for each team of two animals, and one dollar per day for each additional animal.

Tax may be worked out.

SEC. 3. Section nine of said Act is amended so as to read as follows:

Demand to be made, and on refusal to pay tax property may be seized and sold.

Notice.

Section Nine. To enforce the collection of the special taxes named in this Act, the Supervisor shall demand of each taxpayer the amount of road tax due, and upon refusal or neglect to pay the same within twenty days, he may seize so much of any and every species of personal property whatsoever owned by said person owing and refusing to pay said tax, and shall, after posting notices in three conspicuous places in such district, giving ten days notice, proceed to sell to the highest bidder so much thereof as will be sufficient to pay said road tax and costs of seizure and sale, which costs shall not exceed four dollars in each case.

SEC. 4. Section ten of this Act shall be so amended as to read as follows:

Roads are to be opened upon the petition of a majority of the resident taxpayers

Section Ten. At any time when a majority of the resident taxpayers of a road district, according to the last previous assessment roll, shall petition the County Commissioners of their respective counties for the location, opening for public use, establishment, change, or vacation of any public road or highway, or road to connect with any highway heretofore established, any street or alley in any incorporated town in such county, setting forth in such petition the beginning, course, and termination of such road or highway, street or alley, proposed to be located and opened for public use, established,

change[d], or vacated, together with the names of the owner or owners of the lands through which the same will pass, said petition may be presented to the County Clerk of said county, and the Clerk shall lay said petition before the Board of County Commissioners at their next meeting after the reception of said petition, and thereupon said Board of Commissioners shall, within thirty days thereafter, proceed to locate, open to public use, establish, change, or vacate such road, highway, street, or alley. Before opening any new road, street, or alley, or changing same through private property, such property shall be condemned for public use as follows: The Board of County Commissioners shall appoint one disinterested person, and the owners or agents of the lands through which such highway may run shall select one such person, and the two shall proceed to view out such road, street, or alley, and shall ascertain and make estimates of damages done to any property through which it may be located, changed, or vacated, after deducting any advantages arising from such location, change, or vacation of such road, street, or alley, to the owner or owners of such property. If the two viewers cannot agree as to such damages, then they shall choose a third person, and the three persons so selected as viewers shall be authorized to administer oaths, compel the attendance of witnesses before them as road viewers, and their decision of the matter shall be final; *provided*, the parties aggrieved by the decision of such road viewers may commence action in the District Court within twenty days from the date of such decision, to set aside their award; and upon the final award and decision of such damages, the Board of County Commissioners shall order the Road Supervisor of district to open, establish, change, or vacate, as the case may be, such road, street, or alley, according to the petition aforesaid; *provided*, that in no case shall the Commissioners cause any road or street to be opened where the same shall run diagonally through any lands or lot so as to greatly impair it in shape, or through an orchard four years old, without the consent of the owner or owners thereof; and in all cases they shall follow legal subdivisional lines of the Government surveys, or of town plats, where the same is practicable.

Property,
how con-
demned.

Aggrieved
parties
may com-
mence
action
within
twenty
days.

Road not
to run
diagonally
through
lands.

SEC. 5. Section eleven is amended to read as follows:

Section Eleven. All public highways, except those of less width of road, already established, shall be sixty feet in width.

SEC. 6. Section twelve shall read as follows:

Section Twelve. An Act entitled "An Act in relation to public highways," approved March fifth, eighteen hundred and seventy-three, and all Acts and parts of Acts in conflict with this Act, are hereby repealed.

Act
repealed.

CHAP. LXXXVIII.—An Act to repeal an Act entitled “An Act to authorize the Supreme Court, or the Justices thereof, to issue restraining orders pending the determination of appeals,” approved February sixteenth, eighteen hundred and seventy-seven, and to declare all proceedings thereunder of no force or effect.

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

**Act
repealed.**

SECTION 1. The Act entitled “An Act to authorize the Supreme Court, or the Justices thereof, to issue restraining orders pending the determination of appeals,” approved February sixteenth, eighteen hundred and seventy-seven, is hereby repealed.

**Proceed-
ings had,
declared
null and
void.**

SEC. 2. All proceedings had under and by virtue of said Act hereby repealed, by said Supreme Court, or any of the Justices thereof, are hereby declared null and void, and of no force or effect.

CHAP. LXXXIX.—An Act to authorize the publication of the laws enacted by the Legislature of the State of Nevada.

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

**Laws of
general
nature to
be pub-
lished in
news-
paper.**

SECTION 1. The Governor, Secretary of State, and Treasurer of State are hereby authorized, empowered, and directed to have published in some daily newspaper printed in this State, all laws of a general nature passed by this and succeeding Legislatures of this State, after the same are approved by the Governor.

**Officers to
advertise
for bids
for publi-
cation, etc**

SEC. 2. Said State officers shall advertise for bids for the publication of such laws within five days after the close of the session of the Legislature, which advertisement shall be for the period of ten days, and they shall award the contract to the person or persons bidding the lowest price and entering into a good and sufficient bond for the faithful performance of the same, and that such publication shall be completed within forty-five days after the award of such contract.

CHAP. XC.—An Act authorizing the Board of County Commissioners of White Pine County, Nevada, to build a branch jail at Ward City, in said county, and to appropriate money for the same.

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The Board of County Commissioners of White [Pine] County are hereby authorized to appropriate out of any money in the Treasury of said county not otherwise specifically appropriated, a sum not exceeding one thousand dollars, for the purpose of building a branch jail at Ward City, in said county.

SEC. 2. The Auditor of said County of White Pine is hereby authorized to draw his warrant for any sum not exceeding the amount appropriated in this Act.

CHAP. XCI.—An Act to reincorporate the City of Virginia and to provide for the government thereof, and to repeal all other laws in relation thereto [thereto].

[Approved March 2, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. All that tract of land in the County of Storey, State of Nevada, laying [lying] within the boundaries and limits hereinafter mentioned, that is to say: Commencing at a point one mile south of the old site of the Mexican Silver Mining Company['s] quartz mill; thence running east one mile; thence running north two miles; thence running west two miles; thence running south two miles; thence running east one mile, to the place of beginning, is hereby declared to be a city, and shall hereafter be known as the City of Virginia.

SEC. 2. For the government of the city, there shall be a Mayor and Board of Aldermen, consisting of one member from each ward. The said Mayor and Board of Aldermen shall be a body politic and corporate, by the name and style of the Mayor and Board of Aldermen of the City of Virginia, and by that name they and their successors shall be known in law, have perpetual succession, sue and be sued, complain and defend, in all Courts, and in all actions and proceedings; may purchase, hold, and receive property, both real and personal, within said city, and may receive and hold, for the use of the city, both real and personal property, whether by gift, bequest, or devise; may lease, sell, or otherwise dispose of all city

property, both real and personal, for the benefit of the city, and may provide for the management, regulation, and use of the same; provided, they shall not purchase any real estate, other than such as is within the city limits and necessary for public buildings, for the laying out, widening, or improving the public streets, alleys, grounds for burial purposes; they may also have a common seal, and may alter the same at the pleasure of a vote of a majority of the Board.

Wards and boundaries.

SEC. 3. The City of Virginia is hereby divided into four wards, the boundaries of which shall be as follows: The First Ward shall embrace all that part of the city laying [lying] north of Sutton avenue; the Second Ward shall embrace all that part of the city laying [lying] north of Taylor street and south of Sutton avenue; the Third Ward shall embrace all that part of the city laying [lying] between Taylor and Silver street, and the Fourth Ward shall embrace all that part of the city laying [lying] south of Silver street.

Officers.

SEC. 4. The officers of the City of Virginia shall be a Mayor, one Alderman from each ward, a Treasurer, Assessor, Tax Collector, City Attorney, and Chief of Police, and such other officers as are hereinafter authorized to be appointed or created by the Board of Aldermen. The above officers (except the Aldermen from each ward) shall be elected by the qualified voters of said city, and shall hold their office for the term of one year, and until their successors are elected and qualified. The Alderman from each ward of said city shall be elected by the qualified voters of each ward, to wit: one Alderman from the First Ward; one Alderman from the Second Ward; one Alderman from the Third Ward, and one Alderman from the Fourth Ward, and shall hold their offices for one year, and until their successors are elected and qualified.

Term of office.

One Alderman from each ward.

Qualification of officers and electors.

Qualification of electors.

Election, when and how held.

SEC. 5. No person shall be eligible to the office of Mayor, Alderman, Treasurer, Assessor, Tax Collector, City Attorney, or Chief of Police, who is not a qualified elector of the State of Nevada, and who has not been a resident of said city for at least one year preceding [preceding] the election, and no person shall be entitled to vote for any city officer in any ward except the ward in which he resides; nor shall any person be entitled to vote in any ward unless he has been a resident of such ward for thirty days preceding any city election.

SEC. 6. No person shall be allowed to vote at any city election who is not a qualified elector of the State of Nevada, and who has not been a resident of said city for at least six months next preceding the election.

SEC. 7. The general election of Mayor, Aldermen, Treasurer, Assessor, Tax Collector, City Attorney, and Chief of Police, shall take place on the first Monday of May of every year, commencing with the first Monday in May in the year of our Lord eighteen hundred and seventy-seven (1877.) The Mayor and Board of Aldermen of said city shall, for each election, appoint two Inspectors of Election in each ward, and designate the place for opening the polls. All the provisions of law which now are or hereafter may be in force regulating elections, and providing for the registration of elections [electors], so far as the same are consistent with the provisions of this Act, shall

apply to every election of city officers by the voters of said city. The Inspector[s] of each ward shall appoint two clerks, whose duty it shall be to take down in writing the name of each voter as his vote is deposited. After the polls shall have been closed, it shall be the duty of the Inspector[s] and clerks of each ward to proceed immediately and canvass the vote cast at each ward, which canvass shall be in public. Within three days after each election the Inspector[s] and clerks of each ward shall deliver to the person who shall have received the highest number of votes in each ward for Alderman, a certificate of his election to said office. At every annual election the Inspector[s] and clerks in each ward shall, immediately after the votes are counted, make out a statement of the number of votes cast in each ward for the office of Mayor, Alderman, Treasurer, Assessor, Tax Collector, City Attorney, and Chief of Police, and the number of votes cast for each person to fill said office respectively, which statement shall be certified by them under oath to be correct. They shall also carefully seal up the votes and poll list, and direct the same to the Board of Aldermen of said city. It shall be the duty of the clerk of such Election Board to deliver such sealed package and said certified statement to the Clerk of the Board of Aldermen within three days after any election shall have been held. On the Saturday next after such election shall have been held, the Mayor and Board of Aldermen shall proceed to ascertain from said certified statement what persons have received the highest number of votes in said city for the office of Mayor, Aldermen, Treasurer, Assessor, Tax Collector, City Attorney, and Chief of Police, and a certificate of election shall be issued by the clerk, under their direction, to the person who shall have received the highest number of votes for each of said offices respectively. The Clerk of the Board of Aldermen shall keep the sealed packages containing the ballots and poll list until the next general election, when, if no notice of any contested election shall have been given, he shall destroy the same.

SEC. 8. The Mayor, Aldermen, Treasurer, Assessor, Tax Collector, City Attorney, and Chief of Police, chosen at any election, shall qualify and enter upon the discharge of their duties within one week after being notified of their election, and any officer[s] appointed by the Board of Aldermen shall qualify and enter upon the discharge of their duties within one week after their appointment. If any person chosen for office at any election, or who shall be appointed to office by the Mayor or Board of Aldermen, shall fail to qualify as above required, the office for which he shall have been chosen, or appointed to, shall be deemed vacant. All city officers, before entering upon the discharge of their duties, shall take the official oath prescribed by law.

SEC. 9. The Mayor and Board of Aldermen, at their first meeting after the annual election, or at any regular meeting thereafter when they shall deem the same expedient, shall elect a President from their own body, who shall preside at their meetings when the Mayor is not present, and whenever there is a vacancy in the office of Mayor, or whenever the Mayor is absent from the city, or unable from any cause to discharge

- Vacancy.** the duties of the office, the President of the Board shall act as Mayor, and possess all the powers and perform all the duties of the Mayor during such vacancy, absence, or disability.
- Board may appoint clerk, etc.** SEC. 10. Whenever a vacancy shall occur in the office of Mayor, Alderman, Assessor, Tax Collector, City Attorney, or Chief of Police, the Board of Aldermen shall appoint some person to fill such vacancy. The person appointed to fill such vacancy shall hold his office for the residue only of the term of his immediate predecessor.
- Time of meeting.** SEC. 11. The Board of Aldermen shall have power to create by ordinance the office of City Clerk, Street Inspector, and such other offices as they may deem advisable for the best interest of the city government. The Board shall also have power to fill said office[s], or any vacancy occurring therein, by appointment, and, also, to remove any person so appointed, at their pleasure. In all cases whatsoever the Board shall vote *viva voce*.
- Quorum.** SEC. 12. The Mayor and Board of Aldermen shall meet on the second Tuesday after the election, and weekly thereafter during the year, and at such other times as they by adjournment or resolution may direct. The Mayor may call special meetings at any time he may think proper, by causing a written notice of such special meeting to be served upon each member of the Board of Aldermen. At all meetings of the Board of Aldermen the Mayor shall preside.
- May make rules, etc.** SEC. 13. A majority of the Board of Aldermen shall constitute a quorum for the transaction of business, but a less number may adjourn from time to time, and may compel the attendance of absent members. No tax or assessment shall be ordered, nor shall any office be created unless by a majority of all the members elect.
- Concerning voting.** SEC. 14. The Mayor and Board of Aldermen shall determine the rules for the government of their own proceedings, and shall be judges of the qualifications and election of their members.
- Meetings to be public, etc.** SEC. 15. In the proceedings of the Board of Aldermen, each member present shall vote upon all matters pending before the Board, unless excused therefrom by a majority of the members present. The Mayor of said City of Virginia is hereby empowered to vote upon all matters or questions coming before said Board of Aldermen, except on the adoption or passage of ordinances for or on behalf of said city.
- Powers of Board.** SEC. 16. All meetings of the Board of Aldermen shall be public. A journal of all the proceedings of the Board shall be kept by the Clerk, which shall, during all business hours, be open to the inspection of the public, and, upon the request of any member, the ayes and noes shall be taken upon any question, and entered upon the journal.
- To ordain.** SEC. 17. The Board of Aldermen shall have power:
- First—To make by-laws and ordinances, not repugnant to the Constitution or laws of the United States or of the State of Nevada.
- Second—To levy and collect taxes on all property within the City of Virginia, both real and personal, made taxable by law for State or county purposes, except the proceeds of

mines, which tax shall not exceed in the aggregate the sum of one dollar of each one hundred dollars, per annum, upon the assessed value of all such property.

Third—To use the labor of the prisoners imprisoned in the city jail, in such manner as they may deem proper; *provided*, that nothing in this subdivision shall be so construed as to authorize said Board to establish a chain gang within the limits of said city.

Fourth—To lay out, extend, and alter the streets and alleys; *To lay out streets.*

provide for the grading, draining, cleaning, widening, or otherwise improving the same; also, to provide for the construction, repair, and preservation of sidewalks, bridges, mains, and sewers, and for the prevention and removal of obstructions from the streets and sidewalks, and to condemn property for the public use in the following manner:

The Board of Aldermen *To condemn property.* shall appoint one referee, and the owner or owners of such

property so to be condemned shall appoint one referee, and in

the event that the two referees so appointed shall not agree in

the valuation of the property, then the two so selected shall

choose a third referee, and a devision [decision] of a majority

of such three referees in regard to the valuation of the prop-

erty appraised by them shall be the decision of all; and if

either party refuse or neglect to appoint a referee under this

subdivision, the Judge of the District Court of the First Judi-

cial District, Storey County, shall, upon the application of

either party, appoint a referee to act for the party so refusing

to appoint. If the two referees cannot agree in the choice of

a third referee the said District Judge shall also, on application

of either party, appoint such third referee. Any person *Aggrieved party may appeal.*

aggrieved by the decision of such referees may appeal from

the same to the District Court of the First Judicial District, at

any time within twenty days from the rendition thereof. The

said Court shall then proceed to hear and determine the same

in a summary way, and fix the valuation of said property. In

cases where there are adverse or conflicting [claims] to the

compensation assessed for any such property, or any right,

title, or interest therein, thus sought to be appropriated, the

parties thus asserting said claims may present the same to the

Court, and the said Court may proceed to hear and determine

the same, and in such cases the city may pay the amount of

such compensation to the clerk of said Court, to abide the

order of said Court, in said proceedings, and the city shall not

be liable for any of the costs caused by the adjudication of such

conflicting claims. Costs in such proceedings shall be taxed at

the rates prescribed in civil actions, and shall be paid by the

city, except in cases where the defendant or claimant shall

move for and obtain a new trial, and upon such new trial, if the

compensation shall not be increased more than ten per cent.

upon the previous assessment, in which case such defendant

shall pay the costs. The city shall, within thirty days after

the final determination of the amount so to be paid by the city,

pay or tender the amount so assessed to the person, or persons,

the value of whose interest has been so ascertained, or such

payment may be made to the clerk of said Court for said

persons, and shall be deemed, for all purposes, a payment of

such persons. Upon payment or tender of such compensation, the real estate and interest therein which have been so condemned, shall become the property of the City of Virginia for the public use.

To be a
Board of
Fire
Commis-
sioners.

Fifth—The Mayor and Board of Aldermen, for the time being, shall be ex officio a Board of Fire Commissioners of the City of Virginia. The Clerk of the Board of Aldermen shall be ex officio Clerk of the Board of Fire Commissioners. Said Clerk shall also perform the duties of Clerk to the Chief Engineer. Said Fire Commissioners shall organize immediately upon the passage of this Act; may elect one of their number President of the Board, and shall, upon their organization, have full power, by the vote and concurrence of a majority thereof, to take all necessary steps and proceedings to prepare the fire department constituted hereby, to go into active operation on the third day of March, eighteen hundred and seventy-seven. The Board shall meet on the second day of March, and thereafter at such times as they by adjournment or resolution shall direct; and said Board shall have power to adopt rules and regulations for the government, management, control, and discipline of the fire department, as they shall deem expedient for the best interest thereof, and to prescribe the duties of the officers and members thereof; and to locate all cisterns, hydrants, engine houses, or other improvements appertaining to the department. The fire department shall consist of one Chief Engineer, one Assistant Engineer, the regular policemen of the city, and such number of firemen, not exceeding sixteen, as the Board of Fire Commissioners may direct; and such number of firemen shall not be increased except by resolution of the Board of Fire Commissioners, introduced at a regular meeting and adopted at some subsequent regular meeting of the Board.

Fire off-
cers, how
appointed

The Chief Engineer, Assistant Engineer, and firemen shall be appointed by the Board of Fire Commissioners, each for the term of one year from and after his appointment; and the Chief Engineer and Assistant Engineer shall be removable at the pleasure of the Board, and the firemen shall be removable at the pleasure of the Chief Engineer. The Board of Fire Commissioners shall lay off the city into eight fire districts, which

Fire dis-
tricts.

may be increased or diminished at their discretion; and they shall select and appoint not to exceed two of said firemen for each district, and such firemen shall be residents of the districts for which they are appointed; and any person engaged in any business which requires his absence from said district, shall be disqualified for such position. It shall be the duty of the firemen, including the regular police, who are members of the fire department, to attend all alarms of fire and obey all orders of the Chief Engineer, and all such rules and regulations as the Board of Fire Commissioners shall prescribe. The Chief Engineer and Assistant Engineer shall take charge of all engines, hose carts, hose, hydrants, tanks, reservoirs, and all other property belonging to the city appertaining to the fire department, or devoted in any manner to the extinguishment of fires. They shall keep the same in good order and efficiency. The Chief Engineer must inquire into the cause of every fire occurring in

Duties of
the fire-
men.

said city, and keep a record thereof; he must aid in the enforce-

ment of all fire ordinances, examine buildings in process of erection, report to the Board the violations of ordinances relating to the prevention and extinguishment of fires, and when directed by the Board, institute prosecution therefor; he must attend all fires, with the badge of office conspicuously displayed, must prevent injury to, take charge of, and preserve all property rescued from fires, and return the same to the owner thereof, on payment of the expenses incurred in saving and keeping the same, and perform such other duties as may be imposed upon him by the Board of Fire Commissioners. The Chief and Assistant Engineer shall devote their whole time to their duties in the fire department, and be engaged in no other business. The Chief Engineer shall be the executive officer of said fire department, and it shall be his duty (and that of the Assistant Engineer) to see that the laws, ordinances, orders, rules, and regulations, concerning the same, are carried into effect; and also to attend to such duties as Fire Wardens as may be required, and to see that all laws, orders, and regulations, established in said city to secure protection against fire, are enforced. It shall also be his duty to enforce the rules and regulations made from time to time to secure discipline in said fire department. He shall diligently observe the condition of the apparatus and working of said department, and shall from time to time report to said Board of Fire Commissioners upon the same, and make such recommendations and suggestions respecting it and for securing its greater efficiency as he may deem proper. Any interference at time of fires, impeding the Chief Engineer in the discharge of his duties, shall be punishable as the Board of Aldermen may by ordinance prescribe. The Chief and Assistant Engineer may employ such assistance as may be necessary after fires to put the hose and fire apparatus in good order, and the Board of Fire Commissioners may pay for such assistance such per diem wages as they may deem just, and shall limit such assistance from time to time as in their discretion they may see fit. The salaries of the officers and men comprising the fire department shall not exceed the following sums, to be paid monthly in United States gold coin: Chief Engineer, two hundred dollars per month; Assistant Engineer, one hundred and fifty dollars per month; firemen, including the regular police holding the position of firemen, twenty-five dollars per month; but the Board of Fire Commissioners may, by resolution adopted at two successive regular meetings, increase or diminish such salaries, or any of them. The Board of Fire Commissioners shall have power to purchase such necessary steam engines, hose, and hose carts, or other fire apparatus, and horses, not to exceed eight in number, and to purchase and provide such engine houses for the use of said fire department as the public safety of the city may require. The Mayor and Board of Aldermen shall, from time to time, cause such sums of money as may be necessary to pay the salaries and all expenses of the fire department, to be set apart from the revenues of the city, and all of the expenses of said fire department shall be paid out of the money so set apart. The moneys so set apart shall be known as the "Fire Department Fund," and no moneys shall

Chief
Engineer,
his duties.

salaries.

May
purchase
engines,
etc.

To set
apart the
salaries.

be drawn from said fund unless first authorized by the Board of Fire Commissioners, and upon warrants to be signed by the Mayor and City Clerk. The Board of Fire Commissioners shall have power to sell at private or public sale, from time to time, engines, engine houses, hose carriages, or other property which shall not be required for the use of the department, and to execute and deliver sufficient conveyances for the same, paying the proceeds of such sale into the City Treasury.

Gun-powder. Sixth—To regulate the storage of gunpowder and other explosive or combustible materials.

Nuisances Seventh—To prevent and remove nuisances; also, to determine what are nuisances.

Police. Eighth—To create and establish a city police and jailers, to prescribe their duties and compensation, and provide for the regulation and government of the same; but the pay of the regular policemen and jailers employed at any one time shall not exceed the sum of fifteen thousand dollars per annum.

Licenses. Ninth—To fix and collect a license tax on, and regulate all theaters and theatrical performances, circuses, shows, billiard tables, bowling alleys, and all exhibitions and amusements; to fix and collect a license tax on and regulate all taverns, hotels and restaurants, saloons, barrooms, bankers, brokers, gold dust buyers, manufacturers, livery stables and stable keepers, express companies and persons engaged in the business of transmitting letters or packages, and stage companies or owners whose place of business is in said city, or who shall have an agency therein; to fix and collect a license tax on and regulate auctioneers and stockbrokers; to fix and collect a license tax on and regulate, prohibit, and suppress all tippling houses, dram shops, raffles, hawkers, peddlers, and pawnbrokers, refreshment or coffee stands, booths, and sheds; to fix and collect a license tax on and regulate all gaming, games of chance, banking games, and gambling houses; also to fix and collect a license tax upon all professions, trades, or business not heretofore specified, having regard to the amount of business done by each person or firm thus licensed; to prohibit, suppress, or regulate disorderly houses and houses of ill-fame, and to confine the same within the following described limits: commencing at a point fifty feet north of the north line of Union street, and thence running west, from the west side of D street, fifty feet; thence running to the south line of Mill street; thence running east, along said south line of Mill street, to E street; thence running south to a point fifty feet north of Union street; thence running west to the place of beginning. The City Tax Collector

Houses of ill-fame. shall demand from each person and firm, and from the President, Secretary, Cashier, Treasurer, Superintendent, or Managing Agent of each corporation, association, or company liable to procure a license under this subdivision, during the first ten days of the last month of each quarter thereafter, a sworn statement in writing of the amount of business done during the prior two months; and, for the purpose of ascertaining the rate of license, the monthly average for the prior two months, and thereafter, for the preceding first two months of each quarter, shall constitute the monthly average for the whole quarter. If any person or firm, or the President,

Collector to make demand.

Secretary, Cashier, Treasurer, Superintendent, or Managing Agent of any corporation, association, or company within the corporate limits of the City of Virginia, shall neglect or refuse, on demand of the City Tax Collector, to give, under oath or affirmation, the statement required by this section, within five days after such demand, or shall give a false name, or shall refuse to give his or her name, or shall refuse to verify such statement, he or she shall be guilty of a misdemeanor, and shall be arrested upon the complaint of the City Tax Collector, and upon conviction thereof he or she shall be punished by a fine in any sum not less than fifty nor exceeding three hundred dollars, or by imprisonment in the city jail for a term not exceeding one hundred and fifty days, or by both such fine and imprisonment, at the discretion of the Court.

Tenth—To provide for all necessary public buildings for the use of the city. Public buildings.

Eleventh—To establish a Board of Health to prevent the introduction and spread of disease. Board of Health.

Twelfth—To prevent and restrain any riot, or riotous assembly, or disorderly conduct within said city. Riots.

Thirteenth—To fix and prescribe the punishment for the breach of any city ordinance; but no fine shall be imposed for one offense in any sum greater than five hundred dollars, and no term of imprisonment shall be prescribed for more than six months. Fines and imprisonment.

Fourteenth—To compel the attendance of absent members; to punish members for their disorderly conduct, and to expel members, for cause, by a vote of three fourths of its members elected; and, also, to fill all vacancies occurring in their own number, or in the office of any city officer mentioned in this Act.

Fifteenth—To make all necessary contracts and agreements for the benefit of the city; but no contract shall be made, nor any debt contracted, nor liability incurred, unless there is, at the time, actual cash in the Treasury to meet such liabilities; to appropriate money for any item of city expenditure, and to appropriate to the use of the city all fines, penalties, and forfeitures for the breach of any city ordinance. To make contracts.

Sixteenth—The Mayor and City Clerk are hereby authorized and empowered to administer oaths.

SEC. 18. It shall be the duty of the Board of Aldermen to provide for the accountability of all officers and other persons elected or appointed under this charter, to whom the receipts or expenditures of any of the funds of the city shall be intrusted, by requiring of them sufficient security for the faithful performance of their respective duties. Those persons or officers from whom security shall be required, shall, before entering upon the discharge of their duties, file with the Board of Aldermen an official bond, with two or more sufficient sureties, to be approved by the Board; such bonds shall be payable to the Mayor and Board of Aldermen of the City of Virginia; shall, in form, be joint and several, and shall be conditioned for the faithful performance of the duties of the office. To require bonds.

May require additional bonds. In case any of such bonds, at any time, shall be deemed insufficient, additional security may be required, and if the officer, or any person required to give such additional bonds, shall neglect or refuse so to do, for the space of one week after notice of such requirement, the Board of Aldermen shall declare his office vacant.

Receipts and disbursements to be published. SEC. 19. It shall be the duty of the Board of Aldermen to publish, in one or more newspapers published in said city, monthly, a full and detailed statement of the receipts and disbursements of the city during the year ending on the last day of each month preceding that in which the publication is made, and shall set forth in every such statement the different sources of the city revenues, and the amount received from each, the various appropriations made by the Board of Aldermen, the objects for which the same were made, and the amount expended under each.

Property may be sold for taxes. SEC. 20. Real and personal property may be sold by the City Tax Collector for taxes or assessment due said city. The manner of assessing and collecting taxes shall be prescribed by ordinance, and all the proceedings for the sale of property in case of nonpayment of the same, shall be as prescribed by law in other cases. No property, whether real or personal, which shall be sold for city taxes, shall be subject to redemption, but all such sales shall be absolute; and whenever, either by law or by ordinance of the Board of Aldermen, notice shall be required to be published, stating that such taxes are due and payable, such published notice shall set forth at length the preceding provisions of this section of this Act. All real property sold for city assessments levied for the purpose specified in the next succeeding section of this Act, shall be subject to redemption in the same manner and upon the same terms as provided by law for the redemption of real estate sold on execution in civil cases.

Special assessments may be made. SEC. 21. Special assessments may be made by ordinance for opening, grading, paving, draining, or planking any of the streets, alleys, or sidewalks of said city, upon the lots, or parts of lots, situated upon the line of the proposed improvements; and the Board of Aldermen shall have the authority to provide by ordinance the time and manner of assessing and collecting the same.

Mayor to approve or veto ordinances. SEC. 22. Every ordinance which shall have been passed by the Board of Aldermen, shall, before it becomes effectual, be presented to the Mayor for his approval; if he approve, he shall sign it, if not, he shall return it, with his objection[s] in writing, to the Board of Aldermen, who shall cause such objection[s] to be entered at large upon the journal, and shall proceed at once to consider the same, or appoint a time when they shall be considered. If, after such consideration, all the members elected shall vote in favor of the ordinance, the same shall thenceforth be in full force an[d] effect, notwithstanding the objections of the Mayor. If any ordinance shall not be returned by the Mayor within five days (Sunday excepted) after it shall have been presented to him, the same shall then become of force and effect the same as if the Mayor had signed it.

SEC. 23. Printed copies of the ordinance and resolutions of the Board of Aldermen of the City of Virginia, published by authority of the Board and certified by the City Clerk, under the corporate seal of the city, are competent evidence of the existence and contents of such ordinances and resolutions published (and it shall be sufficient *prima facie* proof thereof that such ordinances and resolves purport to have been so published).

SEC. 24. It shall be the duty of the Mayor to communicate to the Board of Aldermen monthly, and oftener if he shall deem it expedient, a general statement of the situation and condition of the city in relation to its government, finances, and improvements, to recommend to the Board the adoption of all such measures connected with the health, cleanliness, and ornament of the city, and the improvement of its government and finances, as he shall deem expedient; to be vigilant and active in causing the laws and ordinances for the government of the city to be duly executed and enforced; to exercise a constant supervision and control over the conduct and acts of all subordinate officers; to receive and examine [examine] all such complaints as may be preferred against any of them for violation or neglect of duty, and certify the same to the Board of Aldermen.

SEC. 25. It shall be the duty of every Alderman of said city to attend the regular and special meetings of the Board; to act upon committees when appointed thereto by the Mayor, to report to the Board all city officers whom they know to be guilty of misconduct in office or neglect of duty, and to aid to the extent of their ability in maintaining the peace and good order of the city, and enforcing the by-laws and ordinances of the Board.

SEC. 26. It shall be the duty of the City Treasurer to receive all moneys belonging to the city, and disburse the same on proper warrants or vouchers. He shall keep an accurate and full account of all receipts and expenditures, and the amount of cash on hand, and in what fund, in such manner as the Board of Aldermen shall direct, and he shall on the first Monday of each month present to the Board a full and detailed account of such receipts and expenditures for the preceding [preceding] months, and the amount of cash on hand, and in what fund, at the time of presentation of said account. All warrants drawn on the Treasury shall have specified therein the service or indebtedness for which the same is drawn, and shall be redeemed in regular order of registration upon the Treasurer's books; but no warrant shall be drawn unless there is money in the City Treasury to pay the same at the time such warrant may be drawn. The Treasurer shall apportion all moneys which may come into his hands, and shall do and perform such other acts as shall be prescribed by ordinance.

SEC. 27. It shall be the duty of the Chief of Police, or any regular policeman, to execute and return all process issued by the Justice[s] of the Peace in the City of Virginia in cases of violation of any of the city ordinances, or directed to him or any of them by any legal authority; and it shall be his and their duty to attend upon the Justice Courts of said City of Virginia.

whenever there is any business before the said Justice Courts in which the Mayor and Board of Aldermen of the City of Virginia is a party thereto. He or any of the regular police officers shall arrest all persons guilty of a breach of [the] peace, or other offenses committed in his or their presence, and all persons guilty of a breach of any city ordinance, and take them before one of the Justices of the Peace for trial or examination. The Chief of Police shall perform all such police and other duties as the Board of Aldermen shall by ordinance direct.

Police Commissioners.

SEC. 28. The Mayor, Chief of Police, and President of the Board shall constitute a Board of Police Commissioners, who shall have power to appoint, suspend, and remove all policemen and jail keepers, and to regulate, control, and make all rules for the government of the police department.

Assessor, his duties

SEC. 29. It shall be the duty of the Assessor to make out and return to the Board of Aldermen, a correct list of all the property taxable by law within the limits of said city. The time and mode of making out such list and returning the same shall be prescribed by ordinance.

Tax Collector, his duties.

SEC. 30. It shall be the duty of the Tax Collector to receive and collect all taxes and licenses due the city, and all other moneys or revenue due the city, and all other moneys or revenue due or to become due, and on Monday of each week to pay the same over to the City Treasurer, under oath.

Duties of Clerk.

SEC. 31. It shall be the duty of the City Clerk to keep the corporate seal, papers, and documents belonging to the city; to file the same in his office under appropriate heads; to attend the sittings of the Board of Aldermen, and keep a journal of their proceedings, and a record of all the by-laws and ordinances; to countersign all warrants and licenses issued in pursuance of the orders and ordinances of the Board; to affix the corporate seal thereto; to keep an accurate account in a suitable book, under appropriate heads, of all warrants and orders drawn on the City Treasury; also, to keep an accurate account, in an appropriate book, of all licenses issued, the date of the issue, and the amount, and to do and perform such other duties as may be required or directed by the Board of Aldermen, by resolution or ordinance.

Duties of Attorney.

SEC. 32. It shall be the duty of the City Attorney to attend to all suits, matters, and things in which the city may be interested, in which his services may be required; to give his advice verbally or in writing, when requested by the Board of Aldermen, and to do and perform all such things touching his office as the Board may require of him; and to attend all prosecutions in the Justice Court, when requested so to do by the Mayor, in cases where the Mayor and Board of Aldermen of the City of Virginia and [are] parties thereto.

Certain ordinances to be published.

SEC. 33. Any resolution or ordinance providing for the appropriation for any object or purpose of the sum of five hundred dollars or more, shall lay over and be printed in some newspaper in the City of Virginia for one week before final action shall be taken thereon, and any appropriation made shall be absolutely null and void, unless the provisions of this section shall be strictly complied with in all respects.

SEC. 34. The style of the city ordinance shall be: "The ^{Style of} Board of Aldermen of the City of Virginia do ordain." All ^{ordinance etc.} ordinances shall be published in one or more newspapers published in said city, within one week after their passage, for the period of ten days.

SEC. 35. If in any event a member of the Board of Aldermen or any city officer shall remove from the city, or absent himself therefrom from [for] more than thirty days, without special leave of the Board of Aldermen, or neglect within one week after receiving notice of his election or appointment to file his official bond, as required by ordinance, then his office shall be declared vacant by the Board. It shall be the duty of the city officers holding city property in their possession, such as books, records, papers of any description, and any other species of property belonging to the city, at the expiration of their term of office to surrender such property to their successors in office; and for any neglect to comply with the provisions of this section they shall each forfeit the sum of five thousand dollars, to be recovered, with the costs of suit, in any Court of competent jurisdiction, for the use of the city, and also be imprisoned in the city jail until such time as the property shall be delivered to their successors in office.

SEC. 36. The salaries or compensation of the following officers shall be as prescribed in this section: The Mayor shall receive for his services the sum of seventy-five dollars per month; the members of the Board of Aldermen, fifty dollars per month each; the Chief of Police, one hundred and fifty dollars per month; City Tax Collector, seventy-five dollars per month, and one dollar for each license collected; City Attorney, one hundred dollars per month, and such fees as are or may be provided by law; City Assessor, one hundred dollars per month; the City Clerk's salary shall not exceed in amount the sum of eighteen hundred dollars a year; the regular policemen and jailers, not to exceed in amount the sum of one hundred and twenty-five dollars per month each, and no other compensation or fees shall be allowed to or received by any of said officers; the City Treasurer shall receive no compensation whatever for his services.

SEC. 37. If any city officer mentioned in this Act shall become interested, directly or indirectly, in any contract to which the City of Virginia may directly or indirectly be a party, he shall be deemed guilty of a misdemeanor, and on conviction thereof, before any Court of competent jurisdiction, be punished by a fine in any sum not to exceed one thousand dollars, or by imprisonment in the city jail for any term not exceeding six months, or by both such fine and imprisonment, in the discretion of the Court; and such officer shall be liable on his official bond for the payment of such fine, and all such contracts shall be absolutely null and void, to all intents and purposes whatsoever.

SEC. 38. The city printing shall in all cases be awarded to Printing. the lowest bidder.

SEC. 39. The Justices of the Peace within the City of Virginia shall have jurisdiction of all violations of city ordinances,

^{Justices to have jurisdiction.}

and may hold to bail, fine, or commit to prison any offender, in accordance with the provisions of such ordinances.

Fines to be paid to Treasurer SEC. 40. All fines, forfeitures, and penalties coming into the hands of either of the Justices of the Peace in said city, in cases arising under any city ordinance, shall be by him paid into the City Treasury, under oath, on the first Monday of each month; *provided*, that the costs and fees allowed by law to such Justices and other officers shall be deducted from said fines, forfeitures, and penalties, before making such payment.

Tax Collector to report licenses. SEC. 41. The City Tax Collector shall, at the meeting of the Board of Aldermen next succeeding each quarter year, report under oath to said Board, the number, character, and class of each city license, and the aggregate value thereof, issued to him for the preceding quarter year, the number, character, class, and value of the city licenses sold by him and returned by him. The City Tax Collector shall return, with his said report, all licenses unsold by him; and it is hereby made the duty of the Mayor, the standing Committee on the City Department of said Board, and the City Clerk, to examine and adjust said City Tax Collector's license tax account for each quarter, and to destroy by fire all licenses returned unsold, as aforesaid.

Attorney to prosecute. SEC. 42. All prosecutions for the violation of any city ordinance shall be conducted by the City Attorney of said city.

Act repealed. SEC. 43. An Act to incorporate the City of Virginia, provide for the government thereof, and repeal all other laws in relation thereto (approved March fourth, eighteen hundred and sixty-five), and all other Acts or parts of Acts in conflict with the provisions of this Act, are hereby repealed.

Act to take effect. SEC. 44. This Act shall take effect and be in force from and after its passage, but shall not affect [affect] the tenure of any of the present officers, except the Chief and Assistant Engineer of the fire department, until after the election to be held on the first Monday in May, in the year of our Lord one thousand eight hundred and seventy-seven, as provided in section seven of this Act; but the present officers shall hold their respective offices until said election, and until their successors are elected and qualified; *provided*, that all of said officers shall in all respects act under and be governed by the restrictions and provisions of this Act; and all ordinances of the City of Virginia now in force not repugnant to the provisions of this Act, shall remain in force until altered or repealed by the Board of Aldermen of said City of Virginia.

Proviso. SEC. 45. The corporation created by this Act shall be invested with all the rights of property and subject to all the liabilities of the corporation organized under the Act approved March fourth, eighteen hundred and sixty-five, which is hereby repealed.

Corporation to have all rights, etc.

CHAP. XCII.—An Act to create a Current Expense Fund for Nye County.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. For the purpose of providing means for the payment of certain expenses in the County of Nye, a special fund is hereby created, to be known as the Current Expense Fund of said county. Special Fund created.

SEC. 2. At the time of levying the tax for general State and county purposes, as now provided by law, the Board of County Commissioners of said Nye County may, and they are hereby authorized and empowered to levy a special tax, not to exceed twenty cents on each one hundred dollars valuation of all the taxable property in said county, including the tax on the proceeds of the mines, to be known as the Current Expense Fund tax. The proceeds of said special tax shall go into and form the Current Expense Fund of said Nye County. Special tax authorized.

SEC. 3. Allowances shall be made by the Board of County Commissioners against said Current Expense Fund, for the following purposes and none other: stationery, printing, fuel and lights, board, clothing, bedding, medical attendance, and medicines for prisoners confined in the county jail, and the fees of the jailer; *provided*, that neither the fees nor salaries of county or other officers shall be allowed against, or paid out of said fund, except the fees of the jailer herein specified. Uses of Fund. Proviso.

SEC. 4. Whenever there shall be any surplus of moneys in the Current Expense Fund over and above all demands against the same, the Board of County Commissioners of said county may, and they hereby are authorized and empowered to transfer such surplus, or any portion thereof, to the several other funds, or either of them, of said county, in the manner and proportion best calculated, in the judgment of said Commissioners, to subserve and protect the credit of Nye County. In the distribution of moneys, as herein provided, preference shall be given in all cases to the fund standing in the greatest need of assistance, with the view of keeping the scrip, certificates, or other evidences of indebtedness against the several funds of said county as nearly equal, in point of intrinsic or marketable value, as may be practicable. Surplus, how disposed of.

SEC. 5. Nothing in this Act shall be so construed as to include any debts contracted prior to the passage of this Act. Limitation.

SEC. 6. This Act shall take effect and be in force from and after its approval. Act to take effect.

This bill having remained with the Governor five days (Sunday excepted) and the Senate and Assembly being in session, it has therefore become a law without the signature of his Excellency, the Governor, March second, eighteen hundred and seventy-seven.

J. D. MINOR,
Secretary of State.

CHAP. XCIII.—An Act to amend an Act entitled “An Act to regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto,” approved March eighth, eighteen hundred and sixty-nine.

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section three hundred and seventy-nine of said Act is amended so as to read as follows:

Section Three Hundred and Seventy-nine. No person shall be allowed to testify under the provisions of section three hundred and seventy-seven where the other party to the transaction, or opposite party in action, or the party for whose immediate benefit the action or proceeding is prosecuted or defended, is the representative of a deceased person, when the facts to be proved transpired before the death of such deceased person, and nothing contained in said section shall affect the laws in relation to attestation of any instrument required to be attested; *provided*, that when either husband or wife is insane, and has been so declared by a commission of lunacy, or in due form of law, the other shall be a competent witness to testify as to any fact which transpired before or during such insanity; but the privilege of so testifying shall cease on the restoration to soundness of the insane husband or wife.

Certain persons
not to testify.

If hus-
band or
wife is
insane,
other may
testify.

CHAP. XCIV.—An Act to authorize the County Commissioners of Eureka County to pay the claims of F. O. Gorman and William H. Long.

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Commis-
sioners to
allow
claim.

SECTION 1. The County Commissioners of Eureka County are hereby authorized and empowered to allow and order paid to F. O. Gorman and William H. Long, the sum of one thousand one hundred and twelve dollars and twenty-three cents, for services rendered the Town of Eureka as special policemen. Each of the above named claimants to be allowed and ordered paid such proportion of the said sum of one thousand one hundred and twelve dollars and twenty-three cents as the Commissioners of said county may determine to be just and equitable between the parties.

Auditor
to audit
claims.

SEC. 2. The Auditor of said county is hereby authorized and directed to audit said claims when so allowed by said County Commissioners, and the Treasurer of the aforesaid

county is hereby authorized and directed to pay the same out of the Police Fund of said County of Eureka.

SEC. 3. The amount set forth in section one of this Act shall be full compensation for all services rendered by the aforesaid F. O. Gorman and William H. Long, as designated in section one of this Act; *provided*, that nothing in this Act shall be so construed as to make it obligatory upon said Board of Commissioners to allow any or all of said claims, or either of them, but it shall be in the discretion of said Board to reject either or any part of said claims or the whole thereof.

This Act
not obliga-
tory upon
Commissioners.

CHAP. XCV.—An Act to abolish the office of State Printer, and provide for the public printing.

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The office of State Printer, as created by the Act of the Legislature of this State, approved January tenth, eighteen hundred and sixty-five, and recognized in subsequent Acts amendatory of and supplementary thereto, is hereby abolished.

SEC. 2. It shall be the duty of the Board of State Printing Commissioners, as hereinafter provided, on the first Monday of October, eighteen hundred and seventy-eight, and every two years thereafter, to advertise for bids for performing the book and pamphlet printing, binding, and press-work required to be done for this State; such advertising to be done in at least two San Francisco daily papers, one daily paper published in Carson City, and one daily paper published in Virginia City, in this State; and such advertising shall be continued during the period of one month; and the printing, binding, and press-work, for whose performance bids are required to be published in San Francisco, is the printing, binding, and press-work required in reproducing the statutes and the journals of the two Houses of the Legislature in book form; but advertising for such bids shall also be done in the papers in this State, as aforesaid.

SEC. 3. The printing, binding, and press-work which may be done at the expense of this State, other than that authorized by legislative action, shall be as follows: The statutes passed by all future Legislatures, the Journals of the Senate and Assembly, all forms and blanks required in and for the various State offices, and all such orders, proclamations, and advertisements as may be required from time to time to facilitate, support, or give legitimate expression to the Government of the State, and the successful working and needful exhibit of its various departments and offices.

SEC. 4. The Board of State Printing Commissioners afore-

Commissioners to
advertise.

Commissioners to enter into contract. said shall enter into a contract or contracts with any printer or printers, either in this State or California, to do and perform all or a part of such printing, binding, and press work as may be requisite to perfect the State printing, as aforesaid; and such contracts shall be made and ratified at least one month before the commencement of the regular sessions of the Legislature.

Legislative printing to be awarded by contract. SEC. 5. The Board of State Printing Commissioners, as aforesaid, shall enter into a contract with a printer or printers (after first advertising for bids for such work) for performing, at the Capital, during the sessions of the Legislature, of all such bill printing, blanks, roll-calls, headings, indorsements, and other needful work, as may be ordered or authorized by the Legislature.

Resident printers to have preference. SEC. 6. In all cases where the bids for printing, binding, press-work, etc., shall be equal, or equivalent to equal, as between printers who are bona fide residents of this State, and printers whose places of business are in another State, the Board of State Printing Commissioners as aforesaid shall award the work so bid upon to printers residing in this State.

Paper and stationery to be advertised for. SEC. 7. It shall be the duty of the Board of State Printing Commissioners as aforesaid, at the same time and in the same manner that they advertise for bids for printing, binding, etc., also to advertise for bids for furnishing paper and stationery to be used in the printing of blanks, letter-heads, bills, proclamations, etc., to be done at the Capital; and they shall enter into a contract or contracts with a stationer or stationers, to furnish such paper and stationery as may be required from time to time to carry on the said printing.

Number of bills to be printed. SEC. 8. When any bill introduced into either House of the Legislature is ordered printed, that is to say, when the "usual number" is so ordered, the number so ordered shall be considered to be two hundred and twenty-five copies of such bill.

Journals, how printed. SEC. 9. The Journals of the two Houses of the Legislature shall be printed, and there shall be two hundred and twenty-five copies thereof bound in book form, with plain paper covers, with cloth backs and without leather corners; and each member of the Legislature, of which such Journals are the record, shall be entitled to one copy of the same, that is to say, each Senator shall have a copy of the Senate and Assembly Journal, and each Assemblyman shall have a copy of the Senate and Assembly Journal; and the Journal of each House shall be bound separately.

Statutes, how printed. SEC. 10. There shall be printed of the statutes of each Legislature, one thousand copies; and each copy shall be bound in "calf," and the volume so bound shall contain the laws, resolutions, and memorials passed at such legislative session, the report of the State Treasurer, and such other matters as may at such session be enacted; but not any other matter, Act, report, or thing, shall be bound therewith.

State officers not to be interested in contracts. SEC. 11. No State officer shall be interested in any contract for printing, binding, the purchase of paper, or any other thing connected with or having reference to the public printing.

SEC. 12. A Board of State Printing Commissioners is hereby created, to consist of the Secretary of State, State Controller, and State Treasurer; and they shall select and employ an

"expert," who shall be a practical printer, and who shall receive ten dollars per day for all days in which he performs actual service; *provided*, he shall not receive in any year to exceed the sum of six hundred dollars; and it shall be the duty of the "expert" to measure and compute the amount or amounts due for any and all printing and other work done under this Act; and the said Board shall sit from time to time at the Capitol, as their services are needed, to examine the work to be executed under this Act, for the purpose of ascertaining if the same be executed in compliance with the terms under which it shall have been contracted for.

SEC. 13. Whenever any message, report, or other document in pamphlet form is ordered printed by the Legislature, two hundred and twenty-five copies of the same, supplemental to the number so ordered, shall be struck off by the printer employed to do the printing for the State, and he shall retain the same for binding with the Journals of the Senate or Assembly.

SEC. 14. The Secretary of State shall furnish to the Board of Printing Commissioners, for transmission to the printer, within thirty days after the adjournment of the Legislature, a copy of all Acts, joint and concurrent resolutions and memorials, with marginal notes to the same, passed at such session; and the printer shall, within sixty days after such copy shall be furnished to him as aforesaid, print the number of copies as herein provided, and furnish proof sheets thereof to the Secretary of State, who, within fifteen days thereafter, shall make out and deliver to the printer an index to the same, who shall, within sixty days thereafter, print the said index and bind in connection with the laws, in such manner as is hereinafter provided.

SEC. 15. No payment for printing, binding, or press-work shall be allowed until the work so done is first examined by the said Board of Printing Commissioners, or a majority thereof.

SEC. 16. The printing to be performed under this Act shall be as follows, to wit: The laws, journals, messages, and other documents in book form shall be printed "solid," in long primer type, on good white paper; each page, except the laws, shall be thirty-three "ems" wide and fifty-eight "ems" long, including title, blank line under it, and foot line; the laws to be of the same length as the journals, and twenty-nine "ems" wide, exclusive of marginal notes, which notes shall be printed in nonpareil type, and be seven "ems" wide. Figure work and rule and figure work, in messages, reports, and other documents in book form, shall be on pages corresponding in size with the journals, providing it can be brought in by using type not smaller than minion; and whenever such work cannot be brought into pages of the proper size by using type not smaller than minion, it shall be executed in a form to fold and bind with the volume it is intended to accompany. Bills and other work of a similar character shall be printed with long primer type, on white, plain, cap paper, commencing the heading one fourth of the length of the sheet from its top, and when said printing does not occupy more than two pages of

such sheet, or less, the same shall be printed upon half sheets, and be forty-six "ems" wide and seventy-three "ems" long, including running head, blank line under it, and foot line, and between each printed line there shall be a white line corresponding with two lines of the body of the type, and each printed line shall be numbered. Blanks shall be printed in such form, and on such paper, and with such sized type as the officers ordering them may direct. The laws shall be printed without chapter headings, and with no blank lines, with the exception of one head line, one foot line, two lines between the last section of an Act and the title of the next Act; provided, that when there shall not be space enough between the last section of an Act to print the title and enacting clause and one line of the following Act upon the same page, such title may be printed on the following page. The journals shall be printed with no blank lines, with the exception of one head line, one foot line, and ten lines between the journal of one day and that of the following day. In printing the "yeas" and "nays" the word "yeas" shall be run in with the names, and the word "nays" shall be run in with the names.

Act to take effect SEC. 17. This Act shall take effect on the first Monday in January, A. D. eighteen hundred and seventy-nine; and all Acts and parts of Acts in conflict herewith are hereby repealed; provided, that the portion of this Act which creates the Board of State Printing Commissioners, and so much of the same as provides for the employment of an expert in printing, and for the measurement of the State printing, shall be in force from and after the approval of this Act.

CHAP. XCVI.—*An Act to redistrict the State of Nevada.*

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Territory in each judicial district. SECTION 1. From and after the first Monday in January, A. D. one thousand eight hundred and seventy-nine, the State shall be divided into Judicial Districts as follows:

The County of Storey shall constitute the First Judicial District.

The Counties of Washoe, Ormsby, and Douglas shall constitute the Second Judicial District.

The Counties of Lyon and Esmeralda, the Third Judicial District.

The County of Humboldt, the Fourth Judicial District.

The Counties of Lander, Nye, and Churchill, the Fifth Judicial District.

The Counties of Eureka, White Pine, and Lincoln, the Sixth Judicial District; and

The County of Elko, the Seventh Judicial District.

For each of which Districts a District Judge shall be elected by the qualified electors thereof, at the general election in the year one thousand eight hundred and seventy-eight, and every four years thereafter.

SEC. 2. The terms of Court shall commence in said districts as follows:

In the First District, on the first Monday in January, March, June, and October.

In the Second District, in the County of Washoe, on the first Monday in January, April, and September. In the County of Ormsby, on the first Monday of March, June, and November. In the County of Douglas, on the first Monday of May and December.

In the Third District, in the County of Lyon, on the first Monday in February, July, and December. In the County of Esmeralda, on the first Monday in May and October.

In the Fourth District, on the second Monday in February, June, and October.

In the Fifth District, in the County [of] Lander, on the first Monday in January, June, and October. In the County of Nye, on the first Monday in March, August, and November. In the County of Churchill, on the first Monday in May and December.

In the Sixth District, in the County of Eureka, on the first Monday in February, June, and September. In the County of White Pine, on the first Monday in April and November. In the County of Lincoln, on the first Monday in January and August.

In the Seventh District, on the third Monday in February, June, and October.

SEC. 3. The annual salaries of the Judges of the several districts shall be as follows:

Of the First District, seven thousand dollars.

Salaries
of the
several
Judges.

Of the Second District, five thousand dollars, of which sum Washoe County shall pay twenty-one hundred dollars, and the County of Ormsby shall pay twenty-one hundred dollars, and the County of Douglas shall pay eighteen [eight] hundred [dollars].

Of the Third District, five thousand dollars, of which sum the County of Lyon shall pay three thousand dollars and the County of Esmeralda shall pay two thousand dollars.

Of the Fourth Judicial District, three thousand dollars.

Of the Fifth Judicial District, five thousand five hundred dollars, of which sum the County of Lander shall pay twenty-four hundred dollars, the County of Nye shall pay twenty-one hundred dollars, and the County of Churchill shall pay ten hundred dollars.

Of the Sixth Judicial District, seven thousand three hundred dollars, of which sum the County of Eureka shall pay thirty-five hundred dollars, the County of White Pine shall pay twenty hundred dollars, and the County of Lincoln shall pay eighteen hundred dollars.

Of the Seventh Judicial District, four thousand dollars.

~~Act to take effect~~ SEC. 4. This Act shall take effect on the first Monday in January, eighteen hundred and seventy-nine.

CHAP. XCVII.—*An Act to amend an Act entitled “An Act in relation to the State Library,” approved February fourteenth, eighteen hundred and sixty-five.*

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section nine of said Act is amended so as to read as follows:

Section Nine. The Judges of the Supreme Court shall constitute a Board of Directors for the State Library. They shall have power to appoint a clerk for State Library, to hold office at their will and pleasure, at a salary not to exceed one hundred and fifty dollars per month; to draw from the Treasury at any time all moneys which may be therein belonging to the State Library Fund, and to expend the same in the purchase of suitable furniture, books, maps, and charts, and binding of laws, journals, reports, pamphlets, and other documents which may be in a condition requiring such binding, for the State Library aforesaid. In the purchase of books regard shall be had for the procurement, first, of such works on law and reports of judicial decisions as they shall think best suited to the wants of the Supreme Court.

~~Acts repealed.~~ SEC. 2. All Acts or parts of Acts, in conflict with the provisions of this Act, are hereby repealed.

CHAP. XCVIII.—*An Act to amend an Act entitled “An Act to amend an Act entitled ‘An Act for the purpose of placing the finances of Lyon County upon a permanent cash basis, and to provide for the payment of the outstanding indebtedness of the said county,’ approved February fourth, one thousand eight hundred and sixty-nine,” approved February twenty-eighth, eighteen hundred and seventy-one.*

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section one of the Act of which this is amendatory, is amended so as to read as follows:

Section One. Section four of said Act entitled “An Act for

the purpose of placing the finances of Lyon County upon a permanent cash basis, and to provide for the payment of the outstanding indebtedness of said county, approved February fourth, one thousand eight hundred and sixty-nine," is amended so as to read as follows:

Section Four. On the first day of such regular meeting of Commissioners to such Board of County Commissioners, they, together with the County Auditor and County Treasurer, shall attend at the office of the latter, then and there open all sealed proposals, and accept the lowest bid or bids for the surrender of county accounts allowed and audited, as specified in the preceding section; *provided*, that no bid for more than par value shall be accepted by them, nor any bid, unless accompanied by the account or accounts allowed and audited against said county, proposed to be surrendered; *and, provided further*, that when sealed proposals are applied, as above prescribed, if there be not a sufficient amount of obligations of said county offered to exhaust the money then in said "Redemption Fund" of said county, the Treasurer of said county shall immediately give notice, for ten days, as required for sealed proposals, of the amount of money remaining in said fund, and that the same will be applied to the payment of the then outstanding obligations of said county, specifying them by number, payable out of said fund at par, and shall state in such notice that the obligations specified in the notice, if not presented for payment, shall cease to bear interest from and after the expiration of said notice, and the money so specified for their payment shall be reserved in the said fund for that purpose, until called for under such notice; *provided*, that when there shall be in said "Redemption Fund" a sufficient amount of money to redeem all the outstanding indebtedness provided for in this Act, and any portion of said indebtedness shall remain unpaid by reason of the failure of the owner or owners, holder or holders, of said indebtedness, to present the same for payment, as required by the provisions of said Act, the County Commissioners may transfer said sum of money so remaining in said Redemption Fund to the "General Fund" of said Lyon County; and should said indebtedness, or any portion of the same, be presented for redemption within four years after the passage of this Act, the same shall be allowed and paid out of the "General Fund" of said county, in the same manner and same order as demands against the General Fund of said county are allowed and paid; but should such indebtedness be not presented within four years from and after the passage of this Act, then said indebtedness shall not be allowed by the County Commissioners of said county, but shall forever be barred from payment.

Certain
money
may be
trans-
ferred.

Indebted-
ness to be
barred
after four
years.

CHAP. XCIX.—An Act to amend “An Act to regulate the settlement of the estates of deceased persons,” approved November twenty-ninth, eighteen hundred and sixty-one.

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section one of said Act is hereby amended so as to read as follows:

How wills may be proved and letters granted. Section One. Wills may be proved, and letters testamentary, or of administration, may be granted:

First—In the county of which the deceased was a resident at or immediately previous to his death, in whatever place his death may have happened.

Second—In the county in which he may have died, leaving estate therein, and not being a resident of the State.

Third—In the county in which any part of his estate may be, he having died out of the State, and not being a resident thereof at the time of his death.

Fourth—In the county in which any part of his estate may be, he having died in any other county of the State.

Fifth—In the county in which any part of his estate may be, he not being a resident of the State, and not leaving estate in the county in which he died.

Sixth—In all other cases, in the county where application shall first be made.

CHAP. C.—An Act to amend an Act entitled “An Act requiring State officers to prepare and transmit to the Legislature duplicates of all reports intended for publication,” approved February seventeenth, eighteen hundred and seventy-one.

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section two of the above entitled Act is hereby amended so as to read as follows:

Allowance to be made for copying reports, and how paid. Section Two. Each State officer shall be allowed eight cents per folio of one hundred words as a compensation for preparing a duplicate of his report as provided for in this Act; and all moneys due for said work shall be drawn in equal proportions from the contingent funds of the Senate and Assembly by resolutions upon the certificate of the officer having the duplicate report prepared.

Act to take effect. SEC. 2. This Act shall take effect and be in force from and after its passage.

CHAP. CI.—An Act to extend the provisions of an Act entitled “An Act to incorporate the Grand Lodge of Free and Accepted Masons, the Grand Lodge of the Independent Order of Odd Fellows, and their subordinate Lodges in this State,” approved March third, eighteen hundred and sixty-five.

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The provisions of the above entitled Act are hereby extended to the Grand Chapter of Royal Arch Masons, the Grand Encampment of the Independent Order of Odd Fellows, in the State of Nevada, and their subordinates, the Irish American Benevolent Society, and to the grand and subordinate bodies of all other benevolent societies in this State, by whatever name they may be called and known; and all the rights, powers, and privileges heretofore conferred and enjoyed under and by virtue of said Act, by the bodies therein named, shall be held and enjoyed by all the bodies named in this Act.

CHAP. CII.—An Act to amend an Act entitled “An Act to provide revenue for the support of the government of the State of Nevada,” Approved March ninth, eighteen hundred and sixty-five, and of Acts amendatory thereof.

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section twelve is hereby amended so as to read as follows:

Section Twelve. It shall be the duty of the Assessor to prepare a tax list, or assessment roll, indexed, or alphabetically arranged, in the book or books furnished by the Board of County Commissioners for that purpose, in which book or books shall be listed all the real estate, improvements on real estate, including improvements on public lands, and other personal property within the limits of the county, and in said book or books he shall set down in separate columns:

First—The names of the taxable inhabitants, firms, incorporated companies or associations, in alphabetical order, if known; if unknown, the property shall be assessed to unknown owners. And if any person shall refuse to make a statement of his property, under oath, as required by this Act, that fact shall be noted under his name.

Real estate.

Second—All real estate, including the ownership or claim to, or possession of, or right of possession to any land and improvements taxable to each inhabitant, firm, incorporated company, or association, described by metes and bounds, or by common designation or name; if situated within the limits of any city or incorporated town, described by lots or fractions of lots; if without said limits, giving the number of acres, as near as can be conveniently ascertained, and the location and township where situated; all improvements on public lands, describing, as nearly as possible, the location of said improvements; provided, that when two or more parties claim, by description, the same land, it shall be assessed to each party making such claim, or giving such description, according to the estimated value of the claims of each.

Third—The cash value of real estate, including the possessory claim to lands and the improvements thereon.

Improvements.

Fourth—The cash value of all improvements on real estate, including possessory claims, where the same is assessed to a person other than the owner of said real estate.

Personal property.

Fifth—The cash value of all personal property, except improvements on real estate or public lands taxable to each.

Sixth—The total value of all property taxable to each. And no further description of personal property than that required by the foregoing provisions of this section shall be needed, or be requisite to render the assessment binding and effective.

The form of the assessment roll shall be substantially as follows:

Taxpayer's name		Form of assess- ment roll.
Description of property.....		
Real estate—No. of acres.....		
Possessory claim—No. of acres.....		
Section		
No. of lot.....		
No. of block		
	Dollars.	C'ts.
Value of real estate or possessory claim and improvements.....		
Value of improvements on real estate or possessory claim assessed to persons other than the owners of said real estate or possessory claim		
Value of personal property.....		
Total value		
State proportion.....		
County proportion.....		
Special tax (naming it).....		
Poll tax.....		
Total tax.....		
To whom paid.....		

SEC. 2. Section fifty of said Act is hereby amended so as to read as follows:

Section Fifty. To enforce the collection of poll taxes, as provided in this Act, the Assessor may seize so much of any and every species of personal property whatsoever, claimed by any person liable to and refusing or neglecting to pay his poll tax, or property in the possession of or due from any other person, and belonging to such person so refusing or neglecting to pay such poll tax, as will be sufficient to pay the same and costs of seizure, which costs shall not exceed three dollars, and shall sell the same at any time or place, giving verbal notice of one hour previous to such sale; and any person indebted to another, liable to pay a poll tax, but who has neglected or refused to pay the same, shall be liable to pay said tax for such other person after service upon him by the Assessor of a notice, in writing, stating the name or names of the person or persons

Assessor
may seize
property
to pay
poll taxes.

Employers liable for poll taxes of their men. so liable and owing a poll tax, and such debtor may, upon paying the same, deduct the amount thereof; and any person or persons, company or corporation, doing business within this State, and having by direct contract, or indirectly through other contractors, in their employ one or more persons liable to and owing a poll tax in this State, shall be liable for any and all poll taxes that may be due from such employés, and may deduct the amount from any sums due, or that afterwards may become due to such employés, whether such wages are payable directly to such employés or to other persons who furnish such employés under contract, with such person or persons, company or corporation; and the Assessors of the respective counties are authorized, and it is hereby made their duty, to seize so much of any and every kind of personal property whatsoever claimed by such person or persons, company or corporation, refusing or neglecting to pay the poll tax of all persons in their employ in this State, as will be sufficient to pay the same and costs of seizure, and shall sell the property thus seized at any time and place, by giving notice to the claimant of at least one day of

Assessor to require list of names.

the time and place of sale; *provided*, that the Assessor shall first require of the person or persons, or his or their agents, or, if a company or corporation, the President, Secretary, Superintendent, agent, manager, or whomsoever may be in charge of any works within this State, belonging to or under the control of such company or corporation, a statement, under oath, of the number of persons employed by them; and should any person thus required refuse or neglect to make such statement, as herein provided, it shall be the duty of the Assessor to make an estimate of the number of persons in the employ of such person or persons, company or corporation, as he may deem just and reasonable, and the assessment thus made shall be as valid as though made and verified to as herein specified; *and, provided further*, the County Commissioners may, in their discretion, require the Assessor to demand the statement and make the assessment, as provided in this section of this Act, at different times, and at any time between the first Monday in March and the first Monday of December in each year; and if any person or persons, company or corporation, should have any persons in their employ not previously assessed, they shall make and furnish to the Assessor a statement of the number of such unassessed persons in their employ, and shall thereupon be required to pay their poll tax, as provided for in this section of this Act; *and, provided further*, that it shall be lawful for the Assessor, if any person, or any company or corporation, through its proper officer, desire it, or if he fail to collect at the time of making the assessment of real and personal property, to enter upon the statement required by section six of this Act, in cases where real estate is assessed, the number and amount of poll taxes due from such person, company, or corporation, deliver receipts therefor, and mark upon the stub, "Statement of (name)." Such poll taxes shall be entered in a separate column upon the assessment roll, and collected with the other taxes assessed; and should such taxes become delinquent they shall be subject to the ten per centum penalty provided in section twenty-four of this Act, and shall be collected

Assessment made at different times.

Proviso.

with the real and personal property taxes. The Assessor and his sureties shall be liable for all taxes not collected by him nor entered upon the statements and assessment roll. Upon all poll taxes collected by the ex officio tax receiver the Assessor shall be allowed by the Board of County Commissioners ten per cent. commission, but no commission shall be allowed him after the taxes shall have become delinquent.

SEC. 3. Section fifty-six of said Act is hereby amended so as to read as follows:

Section Fifty-six. On the first Monday in December it shall be the duty of the County Auditor, and he is hereby required, to forthwith transmit to the Controller of State a certified statement of the number of poll taxes received by him from the County Treasurer, the number of such receipts issued by him to the Assessor, the number of such receipts returned to him by the Assessor, the amount of money paid over by the Assessor to the County Treasurer on poll tax collections, the amount collected by the tax receiver, and the amount delinquent, and the number of such receipts then transmitted to the Controller of State.

SEC. 4. All other Acts and parts of Acts, so far as they conflict with this Act, are hereby repealed.

CHAP. CIII.—*An Act to prohibit the winning of money from persons who have no right to gamble it away.*

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. No person who has a wife, minor child, or minor children dependent in whole or in part upon his earnings for support, and to whom (with himself) all such earnings are necessary for their proper and comfortable maintenance, shall be deemed to have the right to squander any portion thereof in gambling. No person who is justly and legally indebted to another for board, clothing, goods, wares, merchandise, labor, medical attendance, or otherwise, and who is not lawfully seized of sufficient real or personal property liable to levy and sale under execution to satisfy such indebtedness, shall be deemed to have the right to squander his earnings or money in gambling so long as such lawful and just debt remains unpaid.

SEC. 2. If any person having such dependent family or unpaid creditor as mentioned in section one of this Act, be in the habit or practice of squandering his money in gambling, it shall be the right of such family, or of such unpaid creditor, or of any friend or friends of the same, to give, or cause to be given, written notice thereof to the proprietor, keeper, dealer in, or other person in charge of, or usually in attendance and employed at any place or places where gambling is carried on

or practiced, stating in such notice all the necessary facts pertaining to his case, and requesting that no person connected with or frequenting the place be allowed to win or take his money.

Misde-
mainer
for gam-
bler to
take
money
from such
person.

SEC. 3. Every person who shall win or take from, or who shall assist or be interested, either as dealer, player, proprietor, principal, agent, or otherwise, in winning or taking from such head of a dependent family, or such poor debtor as is described in section one of this Act, any money, promissory note, due bill, or other evidence of indebtedness, or other valuable thing, at any gambling game, betting game, or game of chance or skill, shall be deemed guilty of a misdemeanor, and on conviction thereof be punished by a fine of not less than two hundred and fifty dollars nor more than five hundred dollars, or by imprisonment in the county jail for a term not less than three months nor more than six months, or by both such fine and imprisonment, in the discretion of the Court; *provided*, that no conviction shall be had for a violation of the provisions of this Act unless it be shown upon the trial that the defendant, or some one connected with the game or gambling place where such winning was made, as proprietor, dealer, player, keeper, or some other person usually in attendance and employed or interested therein, had, previous to such winning, been notified or informed, in writing, that the individual (his identity being known or made known) from whom the money or other valuable thing had been won or taken, was either the head of a dependent family or poor debtor in the condition described in section one of this Act; and, if such poor debtor, that said notice or information contained also a statement of the name of at least one of the parties to whom he was indebted, with the amount, or about the amount, due the same; and, in such last mentioned case, it shall also be shown upon the trial that at the time of the winning complained of, such indebtedness, or some portion thereof, remained unpaid. No other proof of notice to or knowledge by the defendant shall be required than that stated in this proviso.

Penalty.

Proviso.

Nature of
proof of
identity.

Licenses
to be sub-
ject to
this Act.

Fines.

List of
gambling
places to
be kept.

Acts
repealed.

SEC. 4. All licenses for gaming or gambling hereafter granted shall be deemed to be subject to the provisions of this Act.

SEC. 5. All fines collected under this Act shall be paid into and belong to the County Poor Fund.

SEC. 6. It shall be the duty of all county, town, or municipal officers, who grant or collect licenses for gaming or gambling, to keep in their respective offices a list of all places where gaming or gambling is licensed to be carried on, which list shall at all reasonable hours be open to the inspection of any sober person not under twenty-one years of age.

SEC. 7. All Acts and parts of Acts, in so far as they conflict with the provisions of this Act, are hereby repealed.

CHAP. CIV.—*Substitute for Senate Bill No. 64 (introduced and recommended by the Committee on Judiciary, February twentieth, eighteen hundred and seventy-seven)—An Act to amend section four of an Act entitled “An Act to provide revenue for the support of the government of the State of Nevada,” approved March ninth, eighteen hundred and sixty-five.*

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section four of the above entitled Act is hereby amended so as to read as follows:

Section Four. All property of every kind and nature whatsoever within this State, shall be subject to taxation, except: Property to be taxed.

First—All lands or other property owned by the State or by the United States. Exceptions.

Second—All lands or other property owned by any county, municipal corporation, town, or village in this State, and all public school houses, with the lots appurtenant, owned by any legally created school district within the State; *provided*, that when any of the property mentioned in this subdivision is used for any other than public purposes, and a rent or other valuable consideration is received for its use, the same shall be taxed. Proviso.

Third—Mortgages.

Fourth—Mines and mining claims; *provided*, that nothing in this section shall be so construed as to exempt from taxation possessory claims to the public lands of the United States, or of this State, or proceeds of the mines; *and, provided further*, that nothing herein shall be so construed as to interfere with the primary title to the lands belonging to the United States; *and, provided further*, that all property shall be taxed at its cash value at the time of making such assessment.

Sec. 2. All Acts and parts of Acts, in so far as they conflict with the provisions of this Act, are hereby repealed. Acts repealed.

CHAP. CV.—*An Act providing for the taxation of mines that produce one ton or less a day of ore, or mineral-bearing material, and to encourage the prospecting of undeveloped mines.*

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. All mining claims producing not more than one ton of ore a day of mineral-bearing material containing gold, silver, copper, nickel, bismuth, antimony, or any other valuable metal, shall be assessed and taxed for State and county pur-

Manner of taxing claims producing one ton or less per day.

poses, in the following manner: from the gross yield or value of all ores or mineral material of whatever character, there shall be deducted the actual cost of extracting said ore or mineral from the mine, the actual cost of assorting and transportation to the place of reduction or sale, the actual cost of reduction or sale, and the remainder shall be deemed the net proceeds, and shall be assessed and taxed as provided for in this Act.

Bullion, how taxed SEC. 2. All bullion produced from any mine that extracts not more than one ton of ore or mineral-bearing material a day, shall be assessed and taxed at its full market value after deducting the actual cost of mining, assorting, hauling, and reducing.

No allowances beyond quarter. SEC. 3. On claims of this class, producing not more than one ton a day, there shall be no allowance made for expenses incurred prior to the quarter in which the assessment is made.

Act to take effect SEC. 4. This Act to take effect on and after the first day of April, eighteen hundred and seventy-seven.

CHAP. CVI.—An Act to amend an Act entitled “An Act more fully defining the duties and powers of the State Board of Regents, in connection with the State University,” approved March fifth, eighteen hundred and seventy-five.

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section two of the Act of which this is amendatory, is hereby amended to read as follows:

Power to hire one teacher. Salary. Section Two. The Board of Regents shall have power to employ one qualified teacher, at an annual salary not to exceed three thousand dollars, said salary to be paid monthly. Said teacher shall serve as Principal of the Preparatory Department of said University.

CHAP. CVII.—An Act to amend an Act entitled “An Act amendatory of an Act entitled ‘An Act concerning juries,’” approved March fifth, eighteen hundred and seventy-five.

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section nine of the Act entitled an Act amendatory of an Act entitled “An Act concerning juries, approved March fifth, eighteen hundred and seventy-three,” as amended

March fifth, eighteen hundred and seventy-five, is hereby amended so as to read as follows:

Section Nine. Upon satisfactory proof made, by affidavit or otherwise, the following named persons, and no others, may be exempted from serving as grand or trial jurors: Any Judge, Justice of the Peace, County Clerk, Sheriff, Assessor, Constable, practicing attorney, physician, telegraph operator, and one half of all the members of each regularly enrolled fire company in the State, said half to be determined by the several fire companies respectively, and all officers of such fire companies, not exceeding ten in number for each company, and also, in all cities and towns of this State where there are paid fire departments, after such paid fire department shall have been organized and put in operation, all members, and all who may hereafter become members of any exempt firemen's association, society, or organization within this State, but such exemption shall not extend to any member of such association, society, or organization unless prior to becoming a member of the same he shall have served as an active fireman in some regularly organized fire department in this State for the period of three years; *provided*, that the entire exemption of said exempt firemen shall not exceed in any one town or city of this State one hundred and fifty in number. The Judges of the several District Courts may, by an order entered upon the minutes of their Courts, prescribe bounds in their several counties, and all persons residing without said bounds may be exempted from serving on juries, in the manner hereinafter prescribed. Any person residing without such bounds may present his affidavit, showing his exemption, to the Court or Judge, and if the Judge shall be satisfied therefrom that he is one of the persons entitled to be exempt, under the provisions of this Act, he shall indorse thereon an order to the Clerk to make an entry on the jury list, opposite the name of the applicant, showing that he is exempted from jury service till the first Monday of January next ensuing. Upon presentation of this order to the Clerk, and upon payment to him of the sum of twenty-five dollars in gold coin, it shall be the duty of the Clerk to grant him a certificate showing the payment of said sum, and specifying that he is exempted from jury service until the first Monday of January next ensuing. The Clerk shall also file the affidavit and order, and make the proper entry on the jury list. The moneys coming into the hands of the Clerk under the operation of this law shall constitute a Jury Fund, for the safe keeping and due application of which the Clerk and his bondsmen shall be responsible on his official bond. It shall be applied, first, to the payment to the Clerk of fifty cents for each juror exempted, for his services in filing the affidavit and order, and issuing the certificate herein provided for, and two per cent of the whole sum collected for all other services rendered in pursuance of this Act; the balance of the fund shall be applied to the payment of the compensation of the jurors who served on trial juries. It shall be the duty of the Clerk to keep an accurate account of all moneys received and disbursed under the provi-

Certain persons to be exempt from jury duty.
What firemen are exempt.
Proviso.
District Judges may prescribe bounds.
Clerk to grant certificate upon payment of fee.
Fees, how disposed of.

Judge to verify account. Duty of Clerk. sions of this section, and to submit the same to the inspection of the Court whenever it is so ordered; and it shall be the duty of the Judge to inspect and verify said account, at the close of each term of the Court. It shall also be the duty of the Clerk to keep an accurate account of the attendance of each juror during the term of the Court, and at the close of the term to ascertain the amount due each juror for mileage and attendance, after deducting the amount received by him as fees in civil cases. If there is money enough in the Jury Fund to pay the jurors in full they shall be paid therefrom. If the amount in the Jury Fund is insufficient to pay the jurors in full, said jurors shall be paid from said fund in the order of their claims, until the fund is exhausted; the balance of the jurors, if any, shall be paid from the General Fund of the county.

Jurors, how paid.

CHAP. CVIII.—An Act to amend an Act entitled “An Act to amend an Act entitled ‘An Act to provide revenue for the support of the government of the State of Nevada,’ approved March ninth, eighteen hundred and sixty-five,” approved March sixth, eighteen hundred and seventy-five.

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section sixty-one of the above entitled Act is amended so as to read as follows:

Bankers to be divided into seven classes.

Section Sixty-one. Bankers, as defined in section fifty-nine of this Act, shall be divided into seven classes, as follows: Those doing business in the aggregate to the amount of five hundred thousand dollars or more, per month, shall constitute the first class. Those doing business in the aggregate to the amount of three hundred thousand dollars and less than five hundred thousand dollars, per month, shall constitute the second class. Those doing business to the amount of two hundred thousand dollars and less than three hundred thousand dollars, per month, shall constitute the third class. Those doing business to the amount of one hundred thousand dollars and less than two hundred thousand dollars, per month, shall constitute the fourth class. Those doing business to the amount of fifty thousand dollars and less than one hundred thousand dollars, per month, shall constitute the fifth class. Those doing business to the amount of twenty-five thousand dollars and less than fifty thousand dollars, per month, shall constitute the sixth class; and those doing business in any amount less than twenty-five thousand dollars, per month, shall constitute the seventh class. The license for the first class shall be given, upon the payment of two hundred dollars per month; for the second class, upon the payment of one hundred and fifty dollars per month; for the third class, upon the payment

License for each class.

of one hundred dollars per month; for the fourth class, upon the payment of seventy-five dollars per month; for the fifth class, upon the payment of fifty dollars per month; for the sixth class, upon the payment of twenty-five dollars per month, and for the seventh class, upon the payment of twelve dollars per month; and a separate license shall be obtained for each establishment or separate house of such business, located in the same county. Common carriers, as defined in section fifty-nine of this Act, shall be liable to an annual license of one hundred and fifty dollars, payable quarterly; *provided*, that but one license shall be required from the same company or corporation in the same county.

CHAP. CIX.—*An Act to provide for the preservation of fish in the waters of this State.*

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The Governor of this State is hereby authorized to appoint a suitable person, to be styled "Fish Commissioner," whose duty it shall be to establish fish breeding upon such of the waters of this State as, in his judgment, shall be most available for the purpose of stocking and supplying the streams and lakes of this State with both foreign and native fish; and, for such purpose, may purchase and import from other States and countries the spawn or ova of valuable fish, suitable for food, and may introduce the same, when obtained, into such rivers, streams, and lakes as he may deem suited to the habits and successful culture of such fish. He may also employ persons who are skillful and expert in the business of fish breeding, and may superintend and direct the construction of fish ways and fish ladders that may be built in the streams and waters of this State. The Commissioner may, in his discretion, distribute the ova or spawn to be procured by him, to such person or persons as have proper lakes, ponds, or streams for the propagation and breeding of fish, and who will, without expense to the State, take charge of such breeding and propagation; the said lakes, ponds, or streams to be open to the public to take the said fish after they have obtained maturity.

SEC. 2. Such Commissioner shall hold his office for the term of four years, unless some other person shall be appointed to fill the vacancy occasioned by death, resignation, or inability to attend to the duties required.

SEC. 3. It shall be the duty of the Commissioner to require, as far as practicable, all persons, firms, and corporations who have erected mill dams, water wiers, or other obstructions, on rivers or streams and lakes within the waters of this State, within six months after the passage of this Act, to construct fish ladders to be built over all dams.

and keep in repair fish ways, or fish ladders, at such mill dams, water wiers, or obstructions, so that at all seasons of the year fish may ascend above such dam, wier, or obstruction, to deposit their spawn; and any such obstructions or dams shall not be made use of to catch the said fish by Indians or other persons. Any person, firm, or corporation owning such mill dam or obstruction, who shall fail or refuse to construct or keep in repair such fish way or ladder, after having been notified and required by the Commissioner to do so, shall be deemed guilty of misdemeanor, and, upon conviction thereof, shall be punished by a fine not exceeding five hundred dollars for every such neglect or refusal. The fines and penalties that may be received for convictions under this section, shall be paid one half to the District Attorney who shall prosecute the suit, and one half to the School Fund of the State.

**Penalty
for failure
or refusal.**

**Time for
taking
fish with
hook and
line.**

**The
taking of
fish with
traps, etc.
inhibited.**

Proviso.

**Fish may
be taken
for spawn.**

Penalty.

**Penalty
for carry-
ing away
fish from
private
ponds.**

**Young
fish
captured
to be
returned.**

SEC. 4. It shall not be lawful for any person or persons, between the first days of January and June of each year, to catch or kill any river, lake, or salmon trout, in any of the streams, rivers, lakes, or other waters within this State, with any seine, gill-net, or any spear, grab-hook, wier, fence, basket, trap, explosive material, or other implements or substances, or in any manner except by hook and line; and it shall not be lawful at any time for any person or persons to catch or kill such fish in any of the waters of this State by the use of traps, gill-nets, grab-hooks, or any poisonous, deleterious, or stupefying drug, explosive material, or other substance, or catch or have in possession any fish so caught during the close season; *provided, however*, that nothing in this Act shall be construed to prohibit the taking of fish in private ponds constructed expressly for the raising of fish, by the owner thereof; *and, provided further*, that any person wanting spawn for the propagating of fish, may take fish from their spawning beds, or elsewhere, during the spawning season. Any person violating the provisions of this section shall be deemed guilty of misdemeanor, and, upon conviction thereof, shall be punished by a fine of not less than twenty-five dollars nor more than five hundred dollars, one half to be paid to the District Attorney who shall prosecute the suit, and one half to be paid into the School Fund of the State.

SEC. 5. Every person who shall, in any manner, take or carry away any trout or other fish from any stream, pond, or reservoir belonging to any person or corporation, which stream, pond, or reservoir has been stocked with fish by hatching the eggs or spawn, or by placing therein, without the consent of the owner of the land covered by and adjoining such stream, pond, or reservoir, or without the consent of the agent of the corporation, if such land belong to a corporation, shall be punished by a fine of not less than two nor more than ten dollars for every fish so taken or carried away, and shall also be liable to the owner of such stream, pond, or reservoir in a civil suit, for the full value of all fish so taken or carried away.

SEC. 6. All persons engaged in the business of fishing in the rivers, streams, or ponds of this State, with seines or traps, or any other means whatsoever, who shall capture the young of any species of fish valuable for food, but which at the time of capture are unfit for use as food, shall return the same to the



water. Every person who shall violate the provisions of this section shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not less than one hundred dollars nor more than five hundred dollars, or imprisonment in the county jail not exceeding six months, or by both such fine and imprisonment, in the discretion of the Court; one third of all penalties received under this section shall be paid to the informer, one third to the District Attorney of the county prosecuting the suit, and one third to the School Fund of the State.

SEC. 7. The Commissioner authorized to be appointed by this Act shall receive no compensation for his services. His necessary expenses incidental to procuring and distributing the ova, or spawn of fish, in the employment of fish breeders, and in carrying out the provisions of this Act, shall be paid from the appropriation herein made, upon accounts or vouchers to be approved by the State Board of Examiners. The Commissioner shall report biennially to the Governor an account of his transactions under this Act, and make an exhibit of his expenditure of money under its provisions.

SEC. 8. The sum of one thousand dollars is hereby appropriated out of any money in the General Fund not otherwise appropriated, and the Controller is hereby authorized to draw his warrant on the Treasury in payment of accounts of the Fish Commissioner, as approved or allowed by the State Board of Examiners.

SEC. 9. Nothing in this Act shall be construed to prohibit or prevent Indians from taking trout in any of the streams or lakes of this State, at any time, by the same means heretofore usually used and employed by them; provided, that the same are for their own use; but it shall not be lawful for them, the said Indians, to make use of any dam, weir, or other obstruction in any stream, erected by any person, firm, or corporation for the prosecution of any business, under the same penalty that applies to other persons taking said fish out of season.

SEC. 10. Any person or firm who shall employ any Indian or Indians to catch fish at any time, or place, or manner prohibited in this Act, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be subject to the same fine and punishment as though the wrongful act was done by him or them in person, as provided for in section four of this Act.

CHAP. CX.—*An Act concerning vagrancy and vagrants.*

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Vagrancy consists of the acts and deeds of commission and omission, coupled with the personal state and con-

Vagrancy defined, and its punishment.

dition of a vagrant, and shall be deemed a misdemeanor; and any person convicted thereof shall be punished by imprisonment in the county jail for a term not exceeding ninety days.

Who are vagrants.

SEC. 2. Every idle and dissolute person, without visible or known means of living, who has the physical ability to work, and who does not for the space of ten days make proper inquiry for, and use due diligence to seek employment, nor labor when employment is offered him; also, every idle or dissolute person who roams about the country from place to place without any lawful business; also, every healthy beggar who solicits alms as a business; also, every person who makes a

Beggars.

practice of going from house to house begging food, money, or other articles, or seeks admission to such houses upon frivolous pretexts for no other apparent motive than to see who may be therein, or to gain an insight of the premises; also, every idle or dissolute person or associate of known thieves who wanders about the streets at late and unusual hours of the night, or prowls around dark alleys, by-ways, and other dark or unfrequented places at any hour of the night, without any legitimate business in so doing; also, every idle or dissolute person who lodges in any barn, shed, shop, outhouse, or place other than that kept for lodging purposes, without the permission of the owner or person entitled to the possession thereof;

Check guerillas.

every "check guerilla," i. e., one who frequents gambling rooms and solicits money or the checks used therein to represent money, from the proprietors, bystanders or betters, and who has no other means of living other than the money so obtained, or obtained in a similar manner elsewhere; every lewd and dissolute male person who lives in and about houses of ill-fame; also, every lewd and dissolute female person known as a "street walker," or common prostitute, who shall upon the public streets, or in or about any public place or assemblage, or in any saloon, barroom, club-room, or any other public or general place of resort for men, or anywhere within the sight or hearing of ladies or children, conduct and behave herself in an immodest, drunken, indecent, profane, or obscene manner, either by actions, language, or improper exposure of her person;

Street walkers.

every common drunkard who is in the habit of lying around the streets, alleys, sidewalks, saloons, barrooms, or other public places in a state of gross intoxication; also, every boy or

Common drunkards

male person under the age of twenty-one years, who habitually remains away from his home or place of residence after the hour of nine (9) o'clock P. M. without some lawful and necessary business, or other imperative duty, or good and sufficient reason or cause for such absence from home after such hour, for his own amusement and pastime, without any legitimate business for so doing, frequents and passes his time in any gambling room, or other place where gambling is conducted, or any billiard room or other place where any such games are played, or any saloon or other place where intoxicating liquor is sold or drank; or who at any hour of the night or day, for his own amusement and pastime, without any legitimate business for so doing, frequents or loaf's around any low den, house, or other place of vice, infamy, or immorality, where known thieves and other vicious and infamous persons resort

Hoodlums

or congregate; or who at any hour of the night, either alone or otherwise, prowls about the streets or town, disturbing the peace and quiet of the neighborhood by loud or unnecessary noise, or committing petty depredations, tricks, or pranks, upon the person or property of other people, or by abusive, obscene, or insulting language, or by any manner of rowdyism whatsoever, disturb and annoy the passersby, any lawful assemblage of persons, or the neighborhood at large, is a vagrant, and guilty of vagrancy, and upon conviction may be punished accordingly. The provisions of this Act shall not apply to Indians, nor to Chinese, when such acts of vagrancy are committed around or in their own quarters, or Chinatown, unless complained of by their own countrymen.

This Act
not to
apply to
Indians or
Chinese.

SEC. 3. All male persons having the physical ability to work, convicted of vagrancy and imprisoned on judgment therefor, may be required to perform labor on the public works, buildings, grounds, or ways in the county, and the Sheriff or other person or persons having them in charge while performing such labor may, in his discretion, employ any usual, reasonable, humane, and sufficient means to guard against and prevent such prisoner escaping from custody while being so employed.

SEC. 4. For each and every day's work willingly and faithfully performed by such vagrant, he shall receive credit for two days time, which shall be by the Sheriff applied upon and deducted from his term of imprisonment.

SEC. 5. If any imprisoned vagrant convicted under this Act, having the physical ability to work, refuse to work when required so to do, as herein provided, he may, as a punishment, be forced to work by being compelled to "pack sand," or carry other material and weight from place to place, or to perform other labor not unreasonable, inhumane, or too burdensome, until he declares himself willing to work, and does work as required; or in lieu thereof he may, in the discretion of the Sheriff, be confined in a cell of the jail and fed upon no other food except bread and water, until he declares himself ready to work, as required herein; but both methods of punishment herein prescribed shall in no instance be inflicted at the same time. In either case of punishment the prisoner shall have no credit given him upon his term of imprisonment, for such forced labor or solitary confinement.

SEC. 6. It shall be the duty of the Sheriff, during fair and reasonable weather, when the same can be done without extra expense to the county, to procure employment for and set at work such convicted vagrants, who are serving out their term of imprisonment; and to this end, upon application of any Road Supervisor, Superintendent, foreman, or other overseer or custodian of any public works, buildings, or grounds, he may deliver into the custody and charge of such person making the application, such prisoners, to do labor as herein required, who, after working hours of the day, or after suspension of labor from any cause, shall be returned into the custody of the Sheriff of the county for safe keeping until again required for labor.

SEC. 7. For each and every legal conviction under this Act fees for conviction the District Attorney shall be entitled to receive the sum of one dollar .

ten dollars from the county; but the person or persons having such vagrants in charge during such labor shall receive no extra compensation for such charge over and above their regular salary or wages which they are by law entitled to receive.

Acts repealed. SEC. 8. The Act entitled "An Act concerning vagrants and vagrancy," approved March seventh, eighteen hundred and seventy-three, and all other Acts and parts of Acts, in conflict with this Act, are hereby repealed.

CHAP. CXI.—*An Act to amend an Act entitled "An Act concerning District Attorneys, approved March eleventh, eighteen hundred and sixty-five, approved February twenty-sixth, eighteen hundred and sixty-six, approved March eleventh, eighteen hundred and sixty-seven," approved February seventeenth, eighteen hundred and seventy-three.*

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section four of the above entitled Act is hereby amended so as to read as follows:

Section Four. The District Attorney of each county in this State shall receive for his services, annually, a compensation to be paid in four equal quarterly payments as follows:

First—Of the County of Storey, two thousand dollars.

Second—Of the County of Lyon, fifteen hundred dollars.

Third—Of the County of Esmeralda, one thousand dollars.

Fourth—Of the County of Douglas, one thousand dollars.

Fifth—Of the County of Ormsby, one thousand dollars.

Sixth—Of the County of Washoe, one thousand dollars.

Seventh—Of the County of Humboldt, one thousand dollars.

Eighth—Of the County of Churchill, six hundred dollars.

Ninth—Of the County of Lander, two thousand dollars.

Tenth—Of the County of Eureka, twelve hundred dollars.

Eleventh—Of the County of Elko, two thousand dollars.

Twelfth—Of the County of White Pine, one thousand dollars, after the first day of January, A. D. eighteen hundred and seventy-nine.

Thirteenth—Of the County of Lincoln, fifteen hundred dollars, after the first day of January, A. D. eighteen hundred and seventy-nine.

Fourteenth—Of the County of Nye, fifteen hundred dollars.

Fifteenth—When any new county shall be created hereafter, the District Attorney for such county shall receive for his services an annual salary, not exceeding fifteen hundred dollars, as the County Commissioners of such county may determine.

Acts repealed. SEC. 2. All Acts and parts of Acts, in conflict with this Act, are hereby repealed.

*Salaries
of the
several
District
Attorneys
of this
State.*

CHAP. CXII.—An Act to amend an Act entitled “An Act concerning juries,” approved March fifth, eighteen hundred and seventy-three.

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section twelve of an Act entitled “An Act concerning juries,” approved March fifth, eighteen hundred and seventy-three, is hereby amended so as to read as follows:

Section Twelve. Each person summoned to serve as grand juror, and each trial juror summoned as provided in this Act, unless said trial juror be excused by the Court from serving on the day he is summoned to attend, shall receive three dollars per day for each and every day he may be in attendance, and fifteen cents per mile in traveling to and returning from Court, to be paid as hereinbefore provided.

CHAP. CXIII.—An Act to amend an Act entitled “An Act to encourage the growth of forest trees.”

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section one of said Act is hereby amended so as to read as follows:

Section One. Every person planting one acre or more of land, within ten years after the passage of this Act, with any kind of forest or shade trees, and successfully growing and cultivating the same for three years, and any person planting, protecting, and cultivating for three years, one half mile or more of forest or shade trees along any public highway, said trees to be planted so as to stand, at the end of three years, one rod apart, shall be entitled to receive for twenty years, commencing two years after said grove or line of trees has been planted, an annual bounty of ten dollars per acre for each acre so planted, and ten dollars for each half mile so planted, to be paid out of the County Treasury of the county in which said grove or line of trees may be situated; such bounty shall not be paid any longer than said grove or line of trees is cultivated and kept alive and in growing condition.

Ten dollars a year for twenty years for cultivating trees under certain conditions
Trees to be alive and growing.

CHAP. CXIV.—An Act to amend an Act entitled “An Act concerning estray animals,” approved November eighth, eighteen hundred and sixty-one.

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section nine of said Act is hereby amended so as to read as follows:

Section Nine. The Justice of the Peace and Recorder shall receive for their services in any one case, whether for one or more animals, two dollars and fifty cents each; and all other officers or persons shall receive for their services the same fees as are allowed for similar services within the county. All costs and charges accruing [accruing] under this Act shall be paid by the person taking up the estray animal or animals, but shall be reimbursed by the owner, upon proof and delivery of his property.

CHAP. CXV.—An Act to amend an Act entitled “An Act prescribing rules and regulations for the execution of the trust arising under the Act of Congress entitled ‘An Act for the relief of the inhabitants of cities and towns upon the public lands,’ approved March second, eighteen hundred and sixty-seven,” approved February twentieth, eighteen hundred and sixty-nine.

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section eight of said Act is hereby amended so as to read as follows:

Section Eight. If all the lots, blocks, shares, or parcels of such land are not legally conveyed to the proper owners before the expiration of one year after the same shall have been passed upon by the corporate authorities or Judge, or in case of contest, within thirty days after such contest shall have been finally determined, the same shall be sold to the highest bidder, and the proceeds applied to the erection of public buildings for the benefit of such city or town, or to the construction of water-works for the purpose of conveying water into such city or town, after paying their proportionate share of the purchase money and other expenses, including expenses incurred by publication and sale. Notice of the sale authorized by this section shall be published as is provided for the notice required by section three of this Act; provided, that the provisions of this section shall not apply to the sale of real estate belonging to minors or insane persons, except upon an order of Court authorizing such sale, which order may be made by the Court upon

If lots are
not con-
veyed
within
one year,
they are
to be sold.

Proviso.

an ex parte application, under oath, of the trustee named in this Act.

CHAP. CXVI.—An Act amendatory of an Act entitled “An Act to provide for the maintenance and supervision of public schools,” approved March twentieth, eighteen hundred and sixty-five, and of Acts amendatory thereof.

[Approved March 5, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section five of said Act is hereby amended so as to read as follows:

Section Five. It shall be the duty of the Superintendent of Public Instruction, subject to the supervision of the State Board of Education, immediately after the State Controller shall have made his semi-annual report as hereinafter required, to apportion to the several counties the amount of school money in the State Treasury, to which each shall be entitled under the provisions of this Act, in proportion to the number of persons between the ages of six and eighteen years residing therein, as shown by the last previous reports of the County Superintendent, and to furnish to the State Controller, to each County Treasurer, to each County Auditor, and to each County Superintendent, an abstract of such apportionment, and with such apportionment to furnish each County Treasurer his order on the State Controller, under the seal of the State Board of Education, for the amount of school moneys in the State Treasury to which such counties shall be entitled, and to take such County Treasurer's receipt for the same.

SEC. 2. Section fifteen of said Act is hereby amended so as to read as follows:

Section Fifteen. It shall be the duty of the County Treasurer of each county: First—To receive and hold as a special deposit all public school moneys, whether received by him from the State Treasurer or raised by the county for the benefit of public schools, or from any other source, and to keep a separate account thereof, and of their disbursements.

Second—On receiving any public school moneys, subject to distribution, to notify the County Superintendent of Public Schools of the amount thereof.

Third—To pay over all public school moneys received by him only on warrants of the County Auditor, issued upon orders of the County Superintendent of Public Schools of such county, which orders shall be valid vouchers in the hands of the County Auditors for warrants drawn upon such orders.

Fourth—On or before the first day of October, annually, to make a full report to the Superintendent of Public Instruction of the public school moneys received into the County Treasury within the school year ending on the last day of August next.

previous thereto, with a particular statement of the disbursement of the said school moneys, and of any amount of said school moneys which may remain in his hands for distribution at the close of such school year, designating whether of State or County School Fund; and in case of failure or neglect of said County Treasurer to make such report, he shall forfeit for the benefit of the County School Fund the sum of one hundred dollars from his official compensation; and it is hereby made the duty of the County Commissioners, on notice from the Superintendent of Public Instruction, of such failure or neglect on the part of any County Treasurer, to deduct said one hundred dollars from his compensation, and place said amount to the credit of the County School Fund.

Sec. 3. Section seventeen of said Act is hereby amended so as to read as follows:

Section Seventeen. It shall be the duty of the County Superintendent of Public Schools, upon receiving notice from the County Treasurer and the County Auditor, as provided in this Act, to apportion the public school moneys in the County Treasury among the several school districts of his county, as follows:

First—He must ascertain the number of teachers each district is entitled to, by calculating one teacher for every one hundred census children, or fraction thereof, as shown by the next preceding school census.

Second—He must ascertain the total number of teachers for the county, by adding together the number of teachers assigned to the several districts, upon the basis of one teacher to each one hundred census children or fraction thereof.

Third—Twenty-five per cent. of the amount of the apportionment from the State and County School Fund shall be apportioned equally to each district for every teacher assigned it upon the basis of one hundred census children or fraction thereof.

Fourth—All school moneys remaining on hand, after apportioning twenty-five per cent. of the State and county apportionment equally to each district for every teacher assigned it upon the basis of one hundred census children, or fraction thereof, must be apportioned to the several districts in proportion to the number of children between the ages of six and eighteen years, as returned by the School Trustees and Census Marshals, and to forthwith notify the County Treasurer, County Auditor, and the School Trustees, in writing, of such apportionment, in detail. He shall make such apportionment on the first Monday in January of each year, and quarterly thereafter. He shall have power, and it shall be his duty, to draw his order on the County Auditor in favor of the Trustees of any school district in his county, for any bill duly signed by said Trustees and authorized by this Act; *provided*, that such order shall not be drawn except upon presentation of an itemized account, which shall remain on file in his office, and until full and correct returns have been made to him as required by law; *and, provided further*, that if, in the opinion of the Superintendent, any bill contain an exorbitant or unwarranted charge, he may refuse to draw his order until ordered to do so by the Board of

**County
Superin-
tendent
to appor-
tion
money.**

**Amount
to each
teacher.**

**Surplus to
be appor-
tioned
per capita.**

**County
Superin-
tendent
to draw
warrants.**

**Not to
draw war-
rant if
charge is
exorbi-
tant.**

County Commissioners, who shall act as Auditors upon all bills rejected by the County Superintendent. No order shall be drawn in favor of any school district, by the County Superintendent, upon the Auditor, unless there be cash in the Treasury at the time to the credit of said district. It shall be the duty of the County Auditor to draw his warrant upon the County Treasurer for the amount of any such order of the County Superintendent, upon the presentation of the same to him, if there be cash in the Treasury to the credit of the particular fund on which he is called upon to draw. No charge for issuing said warrant shall be made by the County Auditor.

SEC. 4. Section eighteen of said Act is hereby amended so as to read as follows:

Section Eighteen. The County Superintendent shall have power, and it shall be his duty:

First—To visit each public school in his county, within ten miles of the county seat, at least once in each term; *provided*, that he shall visit all the schools in his county once in each year; to exercise a general supervision over the interests of the public schools in his county, and give to the School Trustees, Marshals, and teachers, such aid as may be important to the prosperity of the schools.

Second—To distribute promptly such blank reports, forms, laws, and instructions as shall be received by him from the Superintendent of Public Instruction for the use of School Trustees, Marshals, and teachers, and any other officers entitled to receive the same.

Third—To keep on file in his office the reports of the School Trustees, Marshals, and teachers received by him, and to record all his official acts in a book to be provided for that purpose, and at the close of his official term to deliver to his successor such records, and all documents, books, and papers belonging to his office, and to take duplicate receipts for the same, which shall be filed in the office of the County Treasurer and the County Auditor.

Fourth—To make a full report annually, on or before the fifteenth day of September, for the school year ending on the last day of August next previous thereto, to the Superintendent of Public Instruction, such report to include an abstract of all the various annual reports of the City Boards of Education, School Trustees, Marshals, and teachers, by law required to be made to the County Superintendent for the preceding school year.

Fifth—To preside over, regulate, and conduct all County Teachers' Institutes which may be called under the provisions of the section of this Act providing for the calling of such Institutes.

Sixth—To appoint School Trustees in all the districts in which the qualified voters fail to elect, and to fill by appointment all vacancies occurring in said office.

Seventh—To draw his orders on the County Auditor in favor of the Board of Trustees, for warrants on the County Treasurer, for the purchase of school books which may be furnished by said Trustees to indigent children of the district, making the

Auditor
to draw
warrant.

Duties of
County
Superin-
tendent.

To visit
schools.

To dis-
tribute
blank
reports,
etc.

To file
papers.

To make
report.

To hold
institutes.

To pur-
chase
books for
indigent
scholars.

same payable out of the county school moneys apportioned to such district.

SEC. 5. Section twenty-three of said Act is hereby amended so as to read as follows:

To fill vacancies. Section Twenty-three. If the qualified electors of any school district shall fail to elect School Trustees at the time and in the manner prescribed by law, or if from any cause a vacancy or vacancies shall at any time occur, or shall have occurred in the Board of Trustees of any school district, the County Superintendent of Public Schools of the county wherein such school district is situate, shall fill such vacancy or vacancies by the appointment of a competent person or persons, who shall hold such office or offices until the election of a successor or successors, at the time and in the manner provided by law.

SEC. 6. Section twenty-eight of said Act is hereby amended so as to read as follows:

Duty of Trustees. Section Twenty-eight. It shall be the duty of the School Trustees to employ teachers, and to certify the amount due them for services, to the County Superintendent, who shall draw his order on the County Auditor for a warrant on the County Treasurer for the amount; *provided*, that salaries of teachers shall be determined by the character of the service required, and that in no district shall there be discrimination in the matter of salary as against female teachers. Trustees may dismiss any teacher at any time, for such reasons as they may deem sufficient; they shall visit the school or schools under their charge at least once in each term, by one or more of their number, with such other persons as they may choose to invite.

Acts repealed. SEC. 7. All Acts and parts of Acts, conflicting with the provisions of this Act, are hereby repealed.

Act to take effect. SEC. 8. This Act shall take effect and be in force on and after the first Monday in April, eighteen hundred and seventy-seven.

CHAP. CXVII.—*An Act to provide for the payment of the State's proportion of the extraordinary expenses for assistant counsel, incurred in the several cases brought to enforce and resist the collection of the tax on the proceeds of the mines, during the twelfth fiscal year.*

[Approved March 8, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Appropriation made.

SECTION 1. The sum of twelve thousand dollars is hereby appropriated out of any money in the State Treasury not otherwise appropriated, for the following purposes:

Payment to Storey County.

First—For the payment to Storey County of the State's proportion of all sums paid, or to be paid, under any existing contract entered into by the Commissioners of Storey County, for the services of assistant counsel in the several suits brought to enforce or resist the collection of the tax on the proceeds of

the mines, during the twelfth fiscal year. Such proportion to be determined by the ratio that the State tax bears to the entire levy for State and county purposes, for the quarters the taxes for which the several suits are brought to enforce or resist.

Second—For the payment of assistant counsel employed by ^{To pay} the State in the before mentioned cases, who have not been ^{counsel} paid by Storey County; and,

Third—For the payment of the State's proportion, as hereinbefore set forth, of such extraordinary expenses as may occur in the further prosecution of these suits.

Sec. 2. The claims provided to be paid under this Act shall be presented to the State Board of Examiners, and, on approval ^{Claims to be acted} ^{on by} by them, shall be audited by the State Controller, and shall be ^{Board of} ^{Examin-} paid by the Treasurer on the Controller's warrant for the ^{ers.} same, out of the appropriation herein made.

CHAP. CXVIII.—*An Act to provide for the purchase, for the benefit of the State School Fund, of the bonds of this State known as the Territorial bonds.*

[Approved March 8, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. For the purpose of purchasing the State bonds issued under an Act entitled "An Act authorizing a State loan, and levying a tax to provide means for the payment thereof," approved February twenty-seventh, eighteen hundred and seventy-one, for the benefit of the State School Fund, the sum of fifty thousand dollars is hereby transferred from the General Fund of the State to the Territorial Interest and Sinking Fund provided for in said Act, and the State Controller is hereby directed to notify the State Treasurer of such transfer.

SECTION 2. The amount thus placed in the Territorial Interest and Sinking Fund, together with all securities now in said fund, and all money now in or coming into said fund from other sources, and also all securities now in the State School Fund, may be used for the purchase of the State bonds herein specified, on account and for the benefit of the State School Fund, in the manner hereinafter set forth, under the direction of a Board of Commissioners, consisting of the Superintendent of Public Instruction, State Treasurer, and the State Controller.

SECTION 3. The Commissioners herein named are authorized to purchase the bonds herein specified, if they can purchase the whole issue (three hundred and eighty thousand dollars), and not otherwise, if such purchase can be made at such a rate of premium as would guarantee to the purchaser six per cent. per annum interest on the amount paid during the life of the bonds so purchased; they are also authorized, in making such pur-

chase, to exchange the United States and other bonds now in the Territorial Interest and Sinking Fund, and also in the State School Fund, for the bonds hereinafter proposed to be purchased; provided, that in making such exchange the value of such United States and other bonds shall be at least the value of such bonds, with the average premium added, as shown by the sales of such securities in the market on the day of exchange, and in no case at less than par. The amount of securities placed at the disposal of said Board of Commissioners, for the purpose herein specified, is as follows: One hundred thousand dollars in United States bonds in the Territorial Interest and Sinking Fund, and three hundred thousand dollars in United States and State ten-year bonds in the State School Fund, and no more.

Bond to
be issued
to State
School
Fund.

SEC. 4. Upon the purchase of the bonds herein mentioned, the Board of Commissioners shall surrender them to the State Treasurer for cancellation, and a bond to the amount of three hundred and eighty thousand dollars, not redeemable or transferable, bearing interest at the rate of five per cent. per annum, shall be issued to the "State School Fund of the State of Nevada." Said bond shall be signed by the Governor and State Controller, countersigned by the State Treasurer, and authenticated with the Great Seal of the State, and shall state in substance that the State of Nevada owes to its State School Fund three hundred and eighty thousand dollars, the interest on which sum, at the rate of five per cent. per annum, she agrees to pay for all time, for the benefit of the common schools of the State. Said bonds shall be engrossed on parchment and deposited with the Treasurer of State. The interest on said bond shall be paid semi-annually, the first days of January and July of each year, on the written order of the State Board of Education to the State Controller, directing him to draw his warrant for the amount of such semi-annual interest, on the Territorial Interest Fund herein created. All sums derived from the interest on said bond shall go into the General School Fund for the support of the common schools of the State, and for the regular and prompt payment of said interest, the faith and credit of the State is hereby solemnly pledged.

Tax au-
thorized.

SEC. 5. There shall be levied and collected for the fiscal year commencing January first, eighteen hundred and seventy-seven, and annually thereafter, an ad valorem tax of eight cents upon each one hundred dollars of all the taxable property in the State, which tax shall take the place and be in lieu of the tax heretofore levied for Territorial Interest and Sinking Fund purposes. All sums derived from this tax shall go into the Territorial Interest Fund, and shall be disposed of as provided for in this Act.

Treasurer
to provide
for inter-
est.

SEC. 6. It shall be the duty of the State Treasurer to make definite arrangements for the payment of the interest on the bond herein provided to be issued to the State School Fund when the same shall fall due, at least thirty days prior to the time of payment, and in the event that said Interest Fund, as in this Act provided, is insufficient, the said Treasurer shall draw on the General Fund of the State for such purpose; and in the event said fund also proves inadequate, the Treasurer, by and with the consent of the Governor and Controller, or

either of them, is authorized and required to make such contracts and arrangements as may be necessary for the payment of said interest and the protection of the faith of the State.

SEC. 7. In the event that the Commissioners are unable to purchase the "Territorial bonds" of the State under the terms of this Act, the securities herein placed at their disposal for that purpose shall remain in their respective funds; and the resources of the Territorial Interest and Sinking Fund for the thirteenth and fourteenth fiscal years shall be:

First—All money now in said fund, or that shall come into it from delinquent taxes and interest on the United States bonds now in the fund.

Second—The fifty thousand dollars hereby transferred from the General Fund; and,

Third—All money from the tax herein levied for a "Territorial Interest Fund."

SEC. 8. Immediately after the passage of this Act it shall be the duty of the Commissioners herein named to advertise, in one or more daily papers published in this State and in the City of San Francisco, for the surrender of bonds provided to be purchased by this Act. They shall advertise the amount of money and securities at their disposal applicable to the purchase of such bonds, and they may accept bids calling for no higher rate of premium than would guarantee the purchaser six per cent. per annum interest on the amount to be paid for said bonds for the time they have yet to run.

SEC. 9. The Commissioners herein named shall report to the Legislature at its next session, in detail, all their doings under the provisions of this Act.

SEC. 10. All Acts and parts of Acts, in so far only as they conflict with the provisions of this Act, are hereby repealed.

CHAP. CXIX.—An Act to create a Current Expense Fund for Lincoln County.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. For the purpose of providing means for the payment of certain expenses in the County of Lincoln, a special fund is hereby created, to be known as the Current Expense Fund of said county.

SEC. 2. At the time of levying the tax for general State and county purposes, as now provided by law, the Board of County Commissioners of said Lincoln County may, and they are hereby authorized and empowered, to levy a special tax not to exceed fifty (50) cents on each one hundred dollars' valuation of all the taxable property in said county, including the tax on the proceeds of the mines, to be known as the Current Expense

Fund tax; the proceeds of said special tax shall go into and form the Current Expense Fund of said Lincoln County.

**Fund,
how dis-
bursed.** SEC. 3. Allowances shall be made by the Board of County Commissioners against said Current Expense Fund for the following purposes, and none other: Repairs on the Court House and jail, stationery, fuel and lights, board, clothing, bedding, and medicines for prisoners confined in the county jail, and the necessary current expenses incident to the care of the indigent sick of said county, whether the said indigent sick are cared for in the county hospital or otherwise provided for; *provided*, that no outstanding bills, claims, or warrants, or any part thereof, that may have accrued against said county for any of the articles or purposes mentioned in this section, or for any purposes whatever, prior to the approval of this Act, shall be allowed against or paid out of said Current Expense Fund; *and, provided further*, that neither the fees nor salaries of county or other county officers shall be allowed against or paid out of said fund.

Proviso. SEC. 4. Whenever there shall be any surplus of moneys in said Current Expense Fund over and above all demands against the same, the Board of County Commissioners of said county may, and they are hereby authorized and empowered, to transfer such surplus, or any portion thereof, to the several other funds, or either of them, of said county, in the manner and proportion best calculated in the minds of the said Commissioners to subserve and protect the credit of Lincoln County. In the distribution of moneys as herein provided, preference shall be given in all cases to the fund standing in the greatest need of assistance, with the view of keeping the scrip, certificates, or other evidences of indebtedness against the several funds of said county as nearly equal in point of intrinsic or marketable value as may be practicable.

This bill having remained with the Governor ten days (Sundays excepted) after the final adjournment of the Legislature, and no objections having been filed by his Excellency, it has become a law this fourteenth day of March, eighteen hundred and seventy-seven.

J. D. MINOR,
Secretary of State.

CHAP. CXX.—An Act admitting Charles S. Queen, a minor, to practice law, upon examination and due proof of qualification, as provided by law.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

To be admitted,
notwith-
standing
age.

SECTION 1. On production of satisfactory testimonials of good moral character, and undergoing such examination as to his qualification as the Supreme Court may direct, Charles S. Queen, of Reno, Washoe County, Nevada, may be admitted as

an attorney and counselor at law, in the same manner and upon the same terms as other applicants to practice law are admitted, notwithstanding his being under twenty-one years of age at the time of his application.

This bill having remained with the Governor ten days (Sundays excepted), after the final adjournment of the Legislature, and no objections having been filed by his Excellency, it has therefore become a law this fourteenth day of March, eighteen hundred and seventy-seven.

J. D. MINOR,
Secretary of State.

CHAP. CXXI.—*An Act to create a Current Expense Fund for White Pine County.*

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. For the purpose of providing means for the payment of certain expenses in the County of White Pine, a special fund is hereby created, to be known as the Current Expense Fund of said county.

SEC. 2. At the time of levying the tax for general State and county purposes, as now provided by law, the Board of County Commissioners of said White Pine County may, and they are hereby authorized and empowered, to levy a special tax, not to exceed five (5) cents on each one hundred dollars' valuation of all the taxable property in said county, including the tax on the proceeds of the mines, to be known as the Current Expense Fund tax. The proceeds of said special tax, together with fifteen per cent. of all other county revenues collected, shall go into and form the Current Expense Fund of said White Pine County.

SEC. 3. Allowances shall be made by the Board of County Commissioners against said Current Expense Fund, for the following purposes and none other: Repairs on the Court House and jail, stationery, printing, fuel and lights, board, clothing, bedding, and medicines for prisoners confined in the county jail, and until all claims or warrants that have been or may be allowed against the Indigent Sick or Hospital Fund of said county, prior to the approval of this Act, shall have been paid and liquidated, the necessary current expenses incident to the care and maintenance of the indigent sick of said county may also be, in the discretion of the Board of County Commissioners, paid out of said Current Expense Fund; provided, that no outstanding bills, claims, or warrants, or any part thereof, that may have accrued against said county for any of the articles or purposes mentioned in this section, or for any purpose whatever, prior to the approval of this Act, shall be allowed against or paid out of said Current Expense Fund; and, provided further, that neither the fees nor salaries of county or

Fund
created.

Special
tax to be
levied.

Money,
how paid
out of
said fund.

Proviso.

other officers shall be allowed against or paid out of said fund.

**Surplus,
how dis-
posed of.**

SEC. 4. Whenever there shall be any surplus of moneys in the said Current Expense Fund, over and above all demands against the same, the Board of County Commissioners of said county may, and they are hereby authorized and empowered, to transfer such surplus, or any portion thereof, to the several other funds, or either of them, of said county, in the manner and proportion best calculated, in the judgment of said Commissioners, to subserve and protect the credit of White Pine County. In the distribution of moneys, as herein provided, preference shall be given in all cases to the fund standing in the greatest need of assistance, with the view of keeping the scrip, certificate[s], or other evidences of indebtedness against the several funds of said county as nearly equal in point of intrinsic or marketable value as may be practicable.

**Act to
take effect**

SEC. 5. This Act to take effect and be in force from and after the first day of April, A. D. eighteen hundred and seventy-seven.

This bill having remained with the Governor ten days (Sundays excepted) after the final adjournment of the Legislature, and no objections having been filed by his Excellency, it has therefore become a law this fourteenth day of March, eighteen hundred and seventy-seven.

J. D. MINOR,
Secretary of State.

CHAP. CXXII.—An Act to authorize the School Trustees of School District Number Ten, in Washoe County, to issue bonds for the purpose of providing additional school buildings for said school district.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

**Bonds
may be
issued.**

SECTION 1. The Board of Trustees of School District Number Ten, in the Town of Reno, Washoe County, Nevada, are hereby authorized, under the provisions of this Act, to issue bonds, bearing interest not exceeding twelve (12) per cent. per annum, for a sum not exceeding twenty thousand dollars, in United States gold coin; none of which said bonds shall run for a period longer than twenty years from the date thereof.

Interest.

SEC. 2. Said bonds shall be issued for sums not less than one hundred dollars each, in gold coin; shall be payable to bearer, and the interest thereon shall be payable semi-annually, and coupons for each installment of such interest shall be attached to each of said bonds.

**Amount
of each
bond, etc.**

SEC. 3. The principal of said bonds shall be made payable as follows: one thousand dollars of the bonds so issued shall be made payable in two years from the date of issuance thereof, the remainder shall be made payable in annual payments there-

**Bonds,
when
payable.**

after; none of which shall run for a period longer than twenty years from the date of their issuance.

SEC. 4. The Board of Trustees of said school district are hereby authorized, when in their judgment it may be advisable, to build or purchase one or more school houses for said district, in addition to the one now in use; to call a school meeting for the purpose of providing means therefor. Such meeting shall be called in the manner provided by law for calling meetings for the purpose of raising money for similar purposes in school districts, and if a majority of the persons in said district, qualified to vote at said meeting, shall vote to carry out the recommendation of said Board of Trustees, then the said Board shall proceed to issue the bonds herein provided for, and dispose of the same, and to erect or purchase and furnish the school house or school houses provided for in this Act.

SEC. 5. The bonds and coupons herein provided for shall be signed by the Chairman and Clerk of said Board of Trustees, and countersigned by the County Treasurer of said Washoe County.

SEC. 6. All moneys received from the sale of said bonds shall be paid into the County Treasury, and the County Treasurer is hereby required to receive and safely keep the same in a fund to be known as the "Reno School District Building Fund," and to pay out said money only on warrants signed by the Chairman and Clerk of said Board of Trustees, and duly allowed by the Board of County Commissioners of said Washoe County. The County Treasurer shall be liable on his official bond for the safe keeping of said moneys which shall come into his hands, and for the faithful discharge of his duties in relation thereto.

SEC. 7. For the purpose of providing for the payment of the bonds hereby authorized to be issued, the Board of County Commissioners of Washoe County are hereby authorized and required, at the time of the annual levy of taxes for State and county purposes for the year eighteen hundred and seventy-seven, and annually thereafter, to levy upon all the taxable property of said School District Number Ten an amount not exceeding one fourth of one per cent. upon each one hundred dollars valuation of said property, sufficient to pay the interest and principal of the bonds issued under the provisions of this Act, which will become due during the next ensuing year. The taxes so levied shall be assessed and collected as other taxes are assessed and levied, and shall be paid into the County Treasury and set apart to a fund which is hereby created, to be known as the "Reno School District Redemption Fund," and the money in said fund shall be paid out by the County Treasurer in payment of the interest on the bonds aforesaid as the same becomes due, and upon the presentation of coupons therefor, and upon the presentation and surrender of said bonds when the same become due.

SEC. 8. To provide for the payment of the first installment of interest upon the bonds issued under the provisions of this Act, the Board of County Commissioners of said county are hereby authorized and required, at their last regular meeting before said interest will become due, in case there is not suff-

cient money in said "Reno School District Redemption Fund" to pay said interest, to direct the County Treasurer to set apart from the General Fund in the County Treasury to said "Reno School District Redemption Fund" a sufficient amount to pay said interest, which amount shall be repaid out of the first moneys coming into said Treasurer's hands from the taxes levied as aforesaid and belonging to said School District Redemption Fund.

This bill having remained with the Governor ten days (Sundays excepted) after the final adjournment of the Legislature, and no objections having been filed by his Excellency, it has therefore become a law this fourteenth day of March, eighteen hundred and seventy-seven.

J. D. MINOR,
Secretary of State.

CHAP. CXXIII.—*An Act to authorize the County Commissioners of Esmeralda County to issue certain bonds, and to provide for the payment of the same.*

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Bonds authorized.

SECTION 1. The Board of County Commissioners of Esmeralda County, Nevada, are hereby authorized and empowered to issue the bonds of said county in any sum not to exceed fifteen thousand dollars (\$15,000). None of the bonds issued as herein provided shall be of a less amount than two hundred dollars (\$200), and none for a greater amount than one thousand dollars (\$1,000) each. Said bonds shall bear interest at a rate not to exceed eighteen per cent. per annum, and shall be redeemed in the following manner:

Rate of interest.

The said bonds, with interest, shall be payable at the office of the County Treasurer of Esmeralda County, not less than one year nor more than two years from their date of issue; and the interest on said bonds shall be payable semi-annually at the Treasurer's office in Aurora, Esmeralda County, Nevada. The Board of County Commissioners shall provide for the prompt payment in full of said bonds, together with the interest thereon at the date of

Where payable.
Money to be set apart to pay bonds.

their maturity, and for this purpose the said Commissioners are hereby duly empowered to set apart, at the proper period, a sufficient sum out of the Current Expense Fund of said county to fully discharge and liquidate the said bonds and the interest thereon.

Bonds, how sold.

SEC. 2. Whenever, in the opinion of the Board of County Commissioners, the issuance of said bonds, or any part thereof, is for the best interests of said Esmeralda County, the County Treasurer shall sell at par such proportion of the same as may be designated by the said Board of County Commissioners, and the proceeds thereof shall be placed in the Current Expense Fund of said county, to be subject to the same restrictions and

to be expended in the same manner as other moneys coming into said fund.

SEC. 3. The County Commissioners of the said County of ^{Bonds,} Esmeralda are hereby authorized and empowered to have the ^{how} ^{printed.} bonds prepared and printed in the form and manner to carry into effect the provisions of this Act.

This bill having remained with the Governor ten days (Sundays excepted) after the final adjournment of the Legislature, and no objections having been filed by his Excellency, it has therefore become a law this fourteenth day of March, eighteen hundred and seventy-seven.

J. D. MINOR,
Secretary of State.

CHAP. CXXIV.—*An Act to authorize the Board of County Commissioners of Washoe County to issue bonds for certain purposes.*

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. For the purpose of securing the right of way and laying out a public highway in Washoe Valley, commencing at or near Franktown, and running across said valley in an eastern direction, so as to connect with what is known as the Ophir toll road, leading to Virginia City, Nevada, the Board of County Commissioners of Washoe County, Nevada, when, in their discretion, they may deem the same necessary and for the best interests of said county, are hereby authorized and empowered to issue bonds in the name of said county, in any sum not to exceed the sum of five thousand dollars, and to pledge the good faith and credit of said county for the payment of the same, both principal and interest, in gold coin of the United States.

SEC. 2. The Commissioners may cause the bonds to be prepared. They shall, when issued, be signed by the Chairman ^{Bonds, how pre-} of the Board and countersigned by the Clerk of the Board, indorsed by the County Treasurer and authenticated with the seal of the County Clerk. Coupons for interest shall be attached to each bond, so that the coupons can be removed without injury to the bonds; said coupons, consecutively numbered, shall be signed by the County Treasurer.

SEC. 3. No bonds issued under the provisions of this Act ^{coin.} shall be sold for any currency except gold and silver coin, nor at less than par.

SEC. 4. The County Commissioners are hereby duly authorized to negotiate the sale of said bonds, the proceeds of which shall be placed in the County Treasury as a special fund, for the purpose mentioned in section one of this Act.

SEC. 5. For the purpose of creating a fund for the payment of the bonds hereby authorized, and the interest thereon, the ^{Tax au-} ^{authorized} ^{to pay} ^{bonds and} ^{interest.} Board of County Commissioners are hereby authorized and

Bonds, what denomination, rate of interest etc. empowered to levy a tax of not to exceed one eighth of one per cent. on all property in the county subject to taxation, the same to be levied at the time for levying the general State and county tax, and collected in the same manner. After the issue and sale of said bonds, said tax shall be levied and collected each year, until such bonds, and the interest thereon, shall be paid in full.

Viewers to be appointed SEC. 6. The bonds shall be of the denomination of five hundred dollars each; they shall be numbered from one to ten, inclusive, the interest shall not exceed twelve per cent. per annum, payable, annually, the first of January each year; and in no case shall the bonds issued by virtue of this Act run a longer term than three years from and after date of issue.

Notice of redemption to be given. SEC. 7. The bond [Board] of County Commissioners may, after the issue and sale of said bonds, appoint three disinterested property holders of the county to view out and locate the road mentioned in section one (1) of this Act, and cause the said road to be put in suitable condition for use, as soon as convenient thereafter.

SEC. 8. The Board of County Commissioners shall give notice in some newspaper published at the county seat of Washoe County, for a term not less than thirty days, setting forth the amount of money on hand for the purpose of redeeming such bonds, and the number and date of such bonds subject to redemption, also, the time at which interest will cease on said bonds.

This bill having remained with the Governor ten days (Sundays excepted) after the final adjournment of the Legislature, and no objections having been filed by his Excellency, it has therefore become a law this fourteenth day of March, eighteen hundred and seventy-seven.

J. D. MINOR,
Secretary of State.

CHAP. CXXV.—An Act to authorize the School Trustees of School District Number One, in the County of Elko, State of Nevada, to issue bonds for the purpose of providing additional school buildings for said school district.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Bonds authorized. SECTION 1. The Board of Trustees of School District Number One, it being the Town of Elko, in the County of Elko, State of Nevada, are hereby authorized under the provisions of this Act, to issue bonds bearing interest not exceeding ten (10) per cent. per annum, for a sum not exceeding ten thousand dollars in United States gold coin, none of which said bonds shall run for a period longer than ten (10) years from the date thereof.

Bonds, for what amounts issued, and interest. SEC. 2. Said bonds shall be issued for sums not less than one hundred dollars each in gold coin, and shall be payable to

bearer, and the interest thereon shall be payable semi-annually, and coupons for each installment of such interest shall be attached to each of said bonds.

SEC. 3. The principal of said bonds shall be payable to the amount of one thousand dollars each year, commencing with the date of the issuance thereof.

SEC. 4. The Board of Trustees of said school district are hereby authorized, when in their judgment it may be advisable to build or purchase one or more school houses for said district in addition to the one now in use, to call a school meeting for the purpose of providing means therefor. Such meeting shall be called in the manner provided by law for calling meetings for the purpose of raising money for similar purposes in school districts, and if a majority of the persons in said district qualified to vote at said meeting shall vote to carry out the recommendation of said Board of Trustees, then the said Board shall proceed to issue the bonds herein provided for, and to dispose of the same, and to erect or purchase and furnish the school house or houses provided for in this Act.

SEC. 5. The bonds and coupons herein provided for shall be signed by the Chairman and Clerk of said Board of Trustees, and countersigned by the County Treasurer of said Elko County, State of Nevada.

SEC. 6. All moneys received from the sale of said bonds shall be paid into the County Treasury, and the County Treasurer is hereby required to receive and safely keep the same in a fund to be known as the "Elko School District Number One Fund," and to pay out said money only on warrants signed by the Chairman and Clerk of said Board of Trustees, and duly allowed by the Board of County Commissioners of said Elko County. The County Treasurer shall be liable on his official bond for the safe keeping of said moneys which shall come into his hands, and for the faithful discharge of his duties in relation thereto.

SEC. 7. For the purpose of providing for the payment of the bonds hereby authorized to be issued, the Board of County Commissioners of Elko County is hereby authorized and required, at the time of the annual levy of taxes for State and county purposes, for the year eighteen hundred and seventy-seven, and annually thereafter, to levy upon all the taxable property of said School District Number One of Elko County, an amount not exceeding one per cent, upon each one hundred dollars of all property subject to taxation according to law, and its value as assessed, sufficient to pay the interest and principal of the bonds issued under the provisions of this Act, which will become due during the next ensuing year. The taxes so levied shall be assessed and collected as other taxes are assessed and levied, and shall be paid into the County Treasury and set apart as a fund which is hereby created, to be known as the "Elko School District Number One Fund;" and the money in said fund shall be paid out by the County Treasurer, in payment of the interest on the bonds aforesaid, as the same becomes due, and upon the presentation of coupons therefor, and upon the pre-

sentation and surrender of said bonds when the same become due.

First installment of interest how paid. SEC. 8. To provide for the payment of the first installment of interest upon the bonds issued under the provisions of this Act, the Board of County Commissioners of Elko County is hereby authorized and required, at its last regular meeting before said interest and principal will become due, in case there is not sufficient money in said "Elko School District Number One Fund" to pay said interest and principal, to direct the County Treasurer to set apart from the General Fund of the County Treasury, to said "Elko School District Number One Fund," a sufficient amount to pay said interest and principal, which amount shall be repaid out of the first moneys coming into said Treasury from taxes levied as aforesaid and belonging to said "Elko School District Number One Fund."

This bill having remained with the Governor ten days after the final adjournment of the Legislature (Sundays excepted), and no objections having been filed by his Excellency, it has therefore become a law this fourteenth day of March, eighteen hundred and seventy-seven.

J. D. MINOR,
Secretary of State.

CHAP. CXXVI.—*An Act to create Inspectors and to provide for the inspection of gas meters.*

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Inspector. SECTION 1. The Chief of Police in every city and town in this State where such officer is, shall be ex officio Inspector of Gas Meters within such city or town.

Apparatus to be provided. SEC. 2. The said city or town shall provide and keep for the use of the Inspector suitable apparatus for testing the accuracy of gas meters.

Seal. SEC. 3. The said city or town shall also provide a suitable seal with which to seal meters inspected by the Inspector and found to be correct.

Inspector to examine meters. SEC. 4. The Inspector may appoint deputies, and shall, upon request, by himself or deputy, inspect and test the accuracy of any gas meter used or intended to be used for measuring the quantity of gas furnished by any person, persons, or gas company; and if found correct the same shall be sealed with his seal, and if not found correct shall be destroyed. No meter shall be accounted correct which registers an amount more than three per cent., greater or less, than the amount actually passed through it.

Misdemeanor to use an un-inspected meter. SEC. 5. Any person, persons, or gas company placing, or using for measuring gas a meter which has not been inspected by the proper Inspector, and which does not bear his seal, shall be guilty of a misdemeanor, and upon conviction shall be

fined not less than five hundred dollars or more than one thousand dollars, to be paid into the Treasury of the city or town where such meter has been placed, used, or attempted to be used. No charge for gas supplied through such a meter shall be collected, and if collected, the party from whom such collection was made shall be entitled to recover back ten times the amount so paid from the person, persons, or company to whom the same was paid. The refusal of a consumer to pay for gas so furnished shall afford no reason for a refusal to supply him with gas, and upon any such refusal the consumer shall have the right of recovery from the person, persons, or company so refusing, the sum of four hundred dollars liquidated damages.

SEC. 6. When a meter, properly sealed, is once placed for the use of a consumer, an inspection may be had as often as the consumer may request the same; but he shall pay the fee therefor whenever the meter is found to be correct. When the meter is found incorrect, the person, persons, or company furnishing the same must pay the Inspector's fee, remove the meter and reset a correct one, or, upon failure so to do, forfeit and pay to the consumer the sum of four hundred dollars liquidated damages.

SEC. 7. The fee of the Inspector for inspecting and sealing shall in each and every case be two dollars and fifty cents in gold coin, and this shall in no case be directly or indirectly collected from the consumer, except as in section six provided; and any such collection, or any attempt to make the same, shall be a misdemeanor, and upon conviction be punished by a fine of not less than five hundred nor more than a thousand dollars, to be paid, one half to the prosecutor and one half to the Treasurer of the town or city where the misdemeanor was committed.

This bill having remained with the Governor ten days (Sundays excepted) after the final adjournment of the Legislature, and no objections having been filed by his Excellency, it has therefore become a law this fourteenth day of March, eighteen hundred and seventy-seven.

J. D. MINOR,
Secretary of State.

CHAP. CXXVII.—*An Act to authorize the County Commissioners of Storey County to issue bonds for school purposes in the Virginia and Gold Hill School Districts, and to provide for the payment of the same.*

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. The Board of County Commissioners of Storey County are hereby authorized and directed, within sixty days after the passage of this Act, to prepare and issue the bonds of said county to the amount of one hundred thousand dollars, in

the form hereinafter specified, and to dispose of the same in the manner hereinafter provided.

Bonds,
now pre-
pared.

SEC. 2. The said bonds shall be of such amounts as shall be deemed most salable and convenient, but no bonds shall be for a less amount than one thousand dollars. Said bonds shall be printed with interest coupons attached thereto; shall express on the face of both bonds and coupons that they are payable in United States gold coin; shall bear interest at the rate of not exceeding twelve per cent. per annum, payable semi-annually on the first days of January and July of each year, at San Francisco, State of California. The bonds shall be payable to the person in whose name such bonds are issued, or to his order, at the Bank of Nevada in said San Francisco, or at the office of the County Treasurer of said county, at the option of the owner of the bonds, in five years from the date. The bonds shall be prepared in proper form under the direction of the Board, and shall be signed by the President of the Board and countersigned by the Clerk, who shall attach thereto the county seal. The coupons for semi-annual interest shall be signed by the President of the Board.

Bonds,
how dis-
posed of.

SEC. 3. The Board of County Commissioners of said county, after said bonds shall have been so prepared and signed, shall appoint some competent and disinterested person to dispose of said bonds, and said bonds shall be delivered to the person so appointed, and he shall be thereupon authorized and directed to dispose of them or any part thereof; but the rates at which said bonds shall be disposed of shall be fixed by said Board, and may be changed from time to time, as they may order.

Funds
received,
how used.

SEC. 4. All funds derived from the sale of said bonds, or any of them, shall be paid into the County Treasury of Storey County, for the use and benefit of the Virginia and Gold Hill School District, in said county. The amount derived from the sale of seventy thousand dollars of bonds, as provided in section one of this Act, to be for the use and benefit of the Virginia School District, and the amount derived from the sale of thirty thousand dollars of said bonds, to be for the use and benefit of the Gold Hill District; and said funds shall not be liable for use or appropriation for any other purpose; and said funds shall be paid out by the Treasurer of said county in the same manner as is now provided by law for the payment of money from funds in said Treasury appropriated for the use of said district.

Money to
be set
apart.

SEC. 5. From the money received by the County Treasurer of said county for the use and benefit of the said Virginia and Gold Hill School Districts, there shall be annually set apart the sum of twenty-two thousand dollars, which sum shall be placed by said Treasurer in a separate fund, to be called the "School Bond Interest and Sinking Fund," and shall be applied: First—To the payment of the semi-annual interest upon said bonds, as above directed. Second—To the redemption of said bonds, as hereinafter provided.

Bonds,
how
redeemed.

SEC. 1 [6.] Whenever all interest due upon said bonds shall have been fully paid, and there shall be in said fund a surplus, which upon a fair estimate of the receipts which will probably come into the same, will not be needed for the payment of future interest to accrue within the next succeeding twelve

months, the Board of School Trustees of said Virginia and Gold Hill School Districts, after having ascertained the amount of surplus, shall insert an advertisement in at least one newspaper published in said county, for a period of not less than four weeks, stating the amount of money on hand to be applied in the purchase of said bonds, and inviting sealed proposals to surrender the same, to be made and filed with the Clerk of said Board on or before a day certain named therein. At the next meeting of the Board after said day, the Board shall open such sealed proposals as shall have been filed on or before the day fixed in the advertisement, and to the extent of the amount named shall purchase the bonds so offered, giving the preference in all cases to the bidder who shall offer to surrender said bonds at the lowest price; *provided*, that no offer shall be accepted for more than the par value of said bonds.

This bill having remained with the Governor ten days (Sundays excepted) after the final adjournment of the Legislature, and no objections having been filed by his Excellency, it has therefore become a law this fourteenth day of March, eighteen hundred and seventy-seven.

J. D. MINOR,
Secretary of State.

CHAP. CXXVIII.—*An Act to grant the right of way for an endless wire rope railroad from a point in the City of Virginia, in the County of Storey, to a point in the Town of Gold Hill, in the same county, and to protect the same.*

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. There is granted by this Act to A. H. Mathesius, ^{Franchise granted.} and his associates and assignees, and their successors in interest therein, the right of way for the survey, location, construction, and maintenance of an endless wire rope railroad from and commencing at or near the junction of C street with Ridge street, in the City of Virginia, in the County of Storey, and running thence to Bullion Ravine, at or near where the Ophir Grade crosses said ravine; thence down Bullion Ravine, Main street, to Telegraph street; and thence along Telegraph street to Petaluma street, in Lower Gold Hill, in said County of Storey; *provided*, that said right of way shall not exceed twelve feet in width along the line of said road.

SEC. 2. The right to excavate for the purpose of such rail-road, to grade, to throw up embankments necessary for such road, and to cut and use stone and earth along the line of said road, and appurtenant thereto, is hereby granted to the said Mathesius, and his associates and assignees and successors in interest in said road; and they shall commence the construction of the same within ninety days from the passage of this Act, and they shall complete and operate the same within ^{Time of commencement and completion.} _{May excavate, etc.}

eighteen months from the expiration of the above mentioned ninety days.

May make rules, by-laws, etc. SEC. 3. The said A. H. Mathesius and his associates and assignees, and their successors in interest in such road, may elect from their number such directors and officers as they may deem proper and necessary to complete their organization and to carry on the business of said road, and they shall have power to adopt such rules and by-laws for their government and for the proper management of the business of said road. They shall have the right to regulate fares over said road; *provided*, they shall in no case charge more than fifteen cents to any one passenger for passage over said road; and such rules and by-laws, when adopted, shall be binding on the said Mathesius and his associates and assignees, and their successors in interest in said road.

Maximum fare to be charged. SEC. 4. The said Mathesius and his associates and assignees, and their successors in interest, may construct said road across any public or private road, highway, or railroad, and along any public or private road, highway, street, or property; *provided*, that nothing in this Act shall be construed so as to allow said road to obstruct or interfere with the free use of any railroad, road, highway, street, or mine, or to cross the inclosed or other land of any person or persons without having first paid a just compensation therefor; *and, provided further*, that no team, wagon, buggy, or carriage shall obstruct the cars which may run along said railroad, at any time or place, but shall turn out and give the way to such cars.

Misdemeanor to obstruct said road. SEC. 5. If any person shall willfully obstruct, destroy, or in any way injure said road, or anything belonging thereto, or any materials to be used in the construction thereof, or any building, fixture, or car, erected or constructed for the use of said road, such person shall be deemed guilty of a misdemeanor, and shall be punished by a fine of not less than fifty dollars, and not more than two hundred dollars, and shall be subject to imprisonment of one day for every two dollars of such fine, to be assessed by the Court before whom such person shall be found guilty; and in addition to such punishment such person shall be liable to the said Mathesius, and his associates and assignees, and their successors in interest in said road, in treble the damage occasioned by such injury, to be recovered by a civil action in any Court having jurisdiction of the amount claimed in damages.

Road to be taxed. SEC. 6. Said road and its appurtenances shall be subject to the same rates of taxation as other property in this State.

Property, how appraised. SEC. 7. If the said Mathesius and his associates and assignees, or their successors in interest, be unable to agree respecting the purchase of any land over which said road shall pass, and belonging to any private person, or if the owner or owners of such land shall refuse to sell the right of way across the same, at such valuation as the said Mathesius and his associates and assignees, or their said successors in interest, shall claim reasonable and just, the said Mathesius and his associates and assignees, or their successors in interest in said road, shall select one appraiser, and said owner or owners shall select one; *provided*, that if the said owner or owners of such property

shall fail or refuse, on request, to appoint or select an appraiser, as provided for in this section, it shall be the duty of the District Judge, on petition therefor, at chambers or otherwise, in said county, to appoint such appraiser, and the two appraisers so selected or appointed shall select a third, and the three appraisers thus selected shall appraise the real estate, or property sought to be appropriated as a way for said road, after having been first sworn before some officer authorized to administer oaths, to make a true appraisement of the damage of such right of way across said property. Within five days after the report of said appraisers shall be made, notice thereof shall be given to both the parties, viz: To the owner or owners of such land, and to the parties in interest in said road; and upon the parties last named paying to such owner or owners the sum found, as a just compensation therefor by said appraisers, or a majority of said appraisers, the said owner or owners shall execute and acknowledge, in due form of law, and deliver to the parties in interest in said road, a good and valid deed of release of the right of way on and over such land and property; and, upon failing so to do, it shall be lawful for the parties in interest in said road to petition the District Court of the First Judicial District of this State for a condemnation and sale of the right of way across such land, which said District Court is hereby authorized to order, decree, and enforce.

SEC. 8. This Act shall be in force for the term of thirty How long
to be in
force.

This bill having remained with the Governor ten days (Sundays excepted) after the final adjournment of the Legislature, and no objections having been filed by his Excellency, it has therefore become a law this fourteenth day of March, eighteen hundred and seventy-seven.

J. D. MINOR,
Secretary of State.



RESOLUTIONS AND MEMORIALS.



RESOLUTIONS AND MEMORIALS

PASSED AT THE

EIGHTH SESSION OF THE NEVADA LEGISLATURE, 1877.

ASSEMBLY RESOLUTIONS AND MEMORIALS.

No. I.—*Assembly Concurrent Resolution.*

[Passed January 3, 1877.]

Resolved, by the Assembly, the Senate concurring, That Relative twenty-five hundred (2,500) copies of the Governor's Message to print be ordered printed—one thousand (1,000) copies for the use of the Governor's message, the Senate, and fifteen hundred (1,500) copies for the use of the Assembly.

No. II.—*Assembly Concurrent Resolution.*

[Passed January 9, 1877.]

Resolved, by the Assembly, the Senate concurring, That a joint committee of five be appointed, three from the Assembly and two from the Senate, whose duty it shall be to visit the asylum at Woodbridge, in California, where the insane of this State are kept, and particularly to inquire as to the condition of said insane, their manner of keeping, the cost to the State of their keeping, cost of transportation, how many have been discharged cured, how many have died, how many remain, and all other matters and things relating to said insane, and report to visiting the insane at Woodbridge.

fully their proceedings to the Assembly and Senate, on or before the first day of February next; also, to visit the Deaf and Dumb Asylum at Oakland, California.

No. III.—*A Concurrent Resolution relative to the Standing Rules of the Legislature of this State, and providing for the printing and binding of the same.*

[Passed January 11, 1877.]

Rules to be printed *Resolved*, by the Assembly, the Senate concurring, That the State Printer shall print one thousand copies of a book or pamphlet containing the Rules of the Senate, the Rules of the Assembly, and the Joint Rules governing both Houses; and it is also

Book to contain Constitution, etc. *Resolved*, That the book or pamphlet containing the said Rules and Joint Rules shall also contain the Constitution of the State, and a copy of the Act of March seventh, eighteen hundred and seventy-three, entitled "An Act fixing the number of officers and employés of the Senate and Assembly, to define their duties and establish their pay;" and it is further

To contain names of legislators *Resolved*, That the said book or pamphlet shall also contain the names of all the Senators and Assemblymen of the present Legislature, together with the names of their presiding and clerical officers and attachés; and that said book or pamphlet shall be adequately indexed; and that the Rules and Joint Rules shall be printed with conspicuous sub-heads and marginal notes, as also the Constitution and the statute aforesaid; and it is still further

Binding, etc. *Resolved*, That one hundred copies of this book or pamphlet shall be bound in cloth, and that the size of the volume shall be of the size known as duodecimo or twelve mo; and that upon the upper part of the outside of the first cover of said book shall be printed, in gilt letters, the name of one of the

To whom distributed. Senators or Assemblymen of this Legislature, so that each one of the said Senators and Assemblymen may have one copy of the said book with his name printed upon it, and for his own use; also, there shall be one for the President of the Senate, and President pro tem. of the Senate, with the personal names of such officers above the names of their rank; also, one for the Secretary and Assistant Secretary, and Sergeant-at-Arms and Assistant Sergeant-at-Arms of the Senate; also, one for the Speaker and Speaker pro tem., and for the Clerk and Assistant Clerk, and for the Sergeant-at-Arms and Assistant Sergeant-at-Arms of the Assembly; and the names of all the Senators and Assemblymen, and officers, together with the names of their office, shall be printed as aforesaid; and [it] is further

Resolved, There shall be one hundred of these books or pamphlets covered with paper covers, for the use of the present session, and the remaining copies, that is to say eight hun-

dred of these books or pamphlets, shall be stitched but not covered, and their leaves shall not be cut, but they shall be delivered to the Secretary of State by the State Printer, and kept in the charge of the said Secretary of State, whose duty it shall be, as early as possible before the convening of future Legislatures, to cause one hundred copies of the said book to be bound in cloth, and printed upon the covers with the names of the Senators and Assemblymen elect, as described in the foregoing, and he shall also cause one hundred copies to be covered with paper covers as aforesaid.

No. IV.—*Assembly Concurrent Resolution.*

[Passed January 11, 1877.]

Resolved, by the Assembly, the Senate concurring, That the Board of Directors of the State Library be requested to change the hour for closing the State Library daily, from four P. M. to ten o'clock P. M., and until both Houses shall have adjourned. Such change of time to continue during the present session of the Legislature.

No. V.—*Assembly Concurrent Resolution.*

[Passed January 12, 1877.]

Resolved, by the Assembly, the Senate concurring, That the plans and specifications for the State Prison at Reno, now on file in the office of the Secretary of State, be placed in the hands of the several committees appointed by the Assembly and the Senate to visit said prison. Said plans and specifications to be returned to the office of Secretary of State within ten days.

No. VI.—*A Preamble and Conjoint Resolutions providing an amendment to the Constitution of the State of Nevada.*

[Passed January 15, 1877.]

WHEREAS, By the second section of Article I of the Constitution of this State, it is explicitly declared that "the paramount allegiance of every citizen is due to the Federal Government," and that "no power exists in the people of this or any other State of the Federal Union to dissolve their connection therewith, or perform any act tending to impair,

subvert, or resist the supreme authority of the Government of the United States;" and, whereas, the Constitution of the United States has been so amended as to confer upon all native born citizens of this Republic, irrespective of color, race, or previous condition of servitude, a condition of full and exact equality; and, whereas, the Constitution of this State, as it now reads, is not in harmony with the amended Constitution of the United States; therefore, be it

Relative to striking the word "white" from the Constitution.

Resolved, by the Assembly, conjointly with the Senate, That section one of Article II of the Constitution of this State shall be amended by the elimination therefrom of the word "white," and the effect of such elimination shall be that no male citizen of the United States shall be excluded from the rights of suffrage and office holding by reason of his race, color, or previous condition of servitude; *provided*, that this amendment shall not be construed as conferring the rights of naturalization, suffrage, and office holding upon any native of the Chinese Empire; and, be it further

Proposed additional article to the Constitution.

Resolved, That there shall be added to the present Constitution of this State an Article to be called and known as Article XVIII, and which shall be as follows:

ARTICLE XVIII.—The rights of suffrage and office holding shall not be withheld from any male citizen of the United States, by reason of his color or previous condition of servitude.

No. VII.—Assembly Concurrent Resolution.

[Passed January 19, 1877.]

Leave of absence to James Buckner.

Resolved, by the Assembly, the Senate concurring, That James Buckner, Assessor of Humboldt County, be, and is hereby, granted leave of absence for the period of six months, at such time as he may select during his present term of office; *provided*, the said Buckner shall employ a competent deputy during such absence, and for whose official acts he shall be held responsible.

No. VIII.—Assembly Concurrent Resolution.

[Passed January 26, 1877.]

Leave of absence to R. L. Chase.

Resolved, by the Assembly, the Senate concurring, That R. L. Chase, County Recorder of Eureka County, be, and he hereby is, granted leave of absence from the State for six months, at any time during the years eighteen hundred and seventy-seven or eighteen hundred and seventy-eight.

No. IX.—*Joint Memorial and Resolution relative to Pyramid Lake Reservation in the State of Nevada.*

[Passed January 29, 1877.]

To the President of the United States:

Your memorialist, the Legislature of the State of Nevada, Describes most respectfully represent: That the reservation known as the reservation. Pyramid Lake Reservation embraces a territory fifty-two miles in length, and from twelve to seventeen miles in width, including the entire body of water known as Pyramid Lake and eight miles of the Truckee River; and that said territory is rich in mineral and agricultural resources; and that already on said reservation, and adjoining the same, have been discovered three mining districts, rendering it of great importance that the same should be opened to settlement as other government lands.

Your memorialist would further represent: That the Indians The Indians do not use said reservation bordering on said lake, but they are confined to the reser-vation. exclusively to the ground on the Truckee bottoms, near the agency buildings; that no more than one hundred Indians ever reside thereon, the balance being scattered over the State, in the vicinity of towns and cities; and that by continuing the said reservation, a large and fertile region of country is withdrawn from settlement by white citizens, and at the same time is useless to and unused by the said Indians; and that

WHEREAS, Said reservation was created by proclamation of the President, your memorialist would respectfully ask that the same be, by proclamation, reduced and confined to and commencing at the southern boundary of said reservation as now established, and extending northerly from said boundary eighteen miles, following the course of the Truckee River, and extending back three miles from said river upon either and both sides, including the agency buildings and all other improvements made by the Government; also, to reserve to the Indians the exclusive right and privilege to fish within the waters of the said Pyramid Lake; therefore, be it

Resolved, That his Excellency, the Governor, be requested to transmit this memorial to the President of the United States, and that our Senators and Representative be instructed to use all honorable means to obtain a favorable consideration of this memorial.

No. X.—*Assembly Concurrent Resolution.*

[Passed January 30, 1877.]

Appointing a committee to fix salaries. *Resolved*, by the Assembly, the Senate concurring, That a committee, consisting of three members from the Assembly and two from the Senate, be appointed to prepare and report a bill fixing the salaries of State officers.

No. XI.—*Assembly Concurrent Resolution.*

[Passed January 31, 1877.]

Appointing a committee to visit State University. *Resolved*, by the Assembly, the Senate concurring, That a committee of three (3), one (1) from the Senate and two (2) from the Assembly, be appointed to visit the State University at Elko, to examine its general condition and management, and report the same to the Senate and Assembly, together with the number of teachers employed since its organization, their classifications, the salary paid each, the number of scholars which has been in attendance each year since that time, the number now in attendance and their classifications, the branches taught, the entire cost to the State of keeping such institution in operation, and all other matters and things appertaining to the same which said committee, in their discretion, are of opinion should be inquired into and reported upon.

No. XII.—*Assembly Concurrent Resolution.*

[Passed February 1, 1877.]

Giving further time. *Resolved*, by the Assembly of the State of Nevada, the Senate concurring, That the Select Committee to visit and report upon the condition of the insane and deaf and dumb of said State, have ten days further time in which to report.

No. XIII.—*Assembly Joint Resolution.*

[Passed February 2, 1877.]

Preamble. WHEREAS, Rich and extensive silver mines have been discovered in Southern Utah, inducing a large emigration from Nevada to that portion of the Territory of Utah; and, whereas,

in consequence of the inadequate protection afforded to persons and property in the Territory of Utah, the development of the resources of the said Territory is greatly retarded, and the material progress of the country delayed; and, whereas, in order to secure the benefits, privileges, and blessings of State government, the people of Southern Utah desire that portion of the Territory annexed to Nevada; therefore, be it

Resolved, by the Assembly, the Senate concurring, That our Senators and Representative in Congress be and are hereby requested to use their influence in Congress, and all legitimate means in their power, to secure the annexation to Nevada of all territory that portion of the Territory of Utah lying south of thirty-nine (39°) degrees north latitude, and west of thirty-four (34°) degrees west longitude.

Resolved, That his Excellency, the Governor, be requested to transmit a copy of these resolutions to each of our Senators and Representative in Congress as soon as possible.

No. XIV.—Assembly Concurrent Resolution.

[Passed February 3, 1877.]

Resolved, by the Assembly, the Senate concurring, That six months leave of absence be granted to Thompson Campbell, District Attorney of the Seventh Judicial District (comprising Lincoln County), at any time during his present term of office.

No. XV.—Assembly Concurrent Resolution.

[Passed February 5, 1877.]

Resolved, by the Assembly, the Senate concurring, That John B. Williamson, County Assessor of White Pine County, be, and he is hereby, granted leave of absence from this State for the period of six months, at any time he may select during his present term of office; provided, that he leave a competent deputy to perform the duties of his office as required by law.

No. XVI.—*Assembly Concurrent Resolution.*

[Passed February 16, 1877.]

Leave of absence to P. B. Comstock. *Resolved*, by the Assembly, the Senate concurring, That P. B. Comstock, County Clerk of Washoe County, Nevada, be, and he is hereby, granted leave of absence from this State for the period of four months, at such time as he may select during his present term of office; *provided*, that he leave a competent deputy to perform the duties of his office as required by law.

No. XVII.—*Assembly Concurrent Resolution.*

[Passed February 16, 1877.]

Leave of absence to A. J. Shepard. *Resolved*, by the Assembly, the Senate concurring, That A. J. Shepard, Treasurer of Humboldt County, be, and is hereby, granted leave of absence from the State for the period of six months, at such time as he may select during his term of office.

No. XVIII.—*Joint Memorial to Congress in relation to the Walker River Reservation, in the State of Nevada.*

[Passed February 16, 1877.]

The People of the State of Nevada, represented in Senate and Assembly, do memorialize the Congress of the United States, as follows:

Your memorialists, the people of the State of Nevada, most respectfully represent as follows:

Describes the reservation. That the above named reservation, situated in the County of Esmeralda, State of Nevada, embraces territory over fifty-five miles in length, and from ten to twenty miles in width, and practically includes the whole of Walker Lake and Walker River, from the mouth, a distance of about thirty miles, with the land bordering on either side thereof. That the land included in said reservation is chiefly agricultural and grazing land of excellent quality and of great value to settlers if they shall be permitted to locate upon and improve the same. That the Indians, for whose use and benefit said reservation was established, are now only about three hundred (300) in number, but few of whom remain on the reservation or manifest any disposition to engage in any industrial pursuit, many of them roaming at large over the State, while some, unwilling to work for themselves on the reservation, hire out to the farmers and

Indians are few in number and do not use reservation.

others of the surrounding country. That the Indians who Pyramid actually reside upon, and make said reservation their home, reservation sufficient might readily be removed to and kept upon the reservation at client. Pyramid Lake, in the County of Washoe, State of Nevada, where they could be in all respects as well and more cheaply kept than at the Walker River Reservation, and enjoy better and greater advantages. That in case of the abandonment Indians of said Walker River Reservation, as such, the Indians who should be paid for improvements have made improvements thereon ought to be paid for them, and permitted to use the means thus obtained in making similar improvements on the reservation to which removed. That from the fact of the comparative scarcity of agricultural and grazing land in the State of Nevada, the contiguity of said reservation to Mason's Valley, a rich agricultural district, and to several mining camps of apparent richness and growing importance, from the fact that a great amount of travel by white people necessarily passes over said reservation; and from the fact that the benefits arising from the keeping of the same open are not commensurate with the expense thereof; therefore,

Your memorialists most respectfully pray and urgently that Asks that said reservation be vacated at an early day, and the land thereof the reservation be subjected to preëmption and homestead by bona fide occupants vacated. and settlers thereon, and as in duty bound your memorialists will ever pray.

No. XIX.—*Memorial and Joint Resolution relative to public lands in the State of Nevada.*

[Passed February 16, 1877.]

To the honorable, the Senate and House of Representatives in Congress assembled:

Your memorialist, the Legislature of the State of Nevada, Asks that respectfully represent to your honorable bodies that portions a law granting of the sixteenth and thirty-sixth sections of the public lands in lands to said State are mountainous and unfit for cultivation, other Nevada be portions are of mineral and saline character, and a large passed by majority of said sections are unsurveyed; and, whereas, your Congress. memorialist, being anxious to place the school system of our young State on a footing with other States, and therefore being desirous of realizing, at as early a day as possible, the proceeds of said lands for common school purposes, and as the area yet unsold in said sixteenth and thirty-sixth sections would be, when surveyed, three million nine hundred thousand acres, and the State of Nevada having sold only sixty-five thousand acres of said grant, therefore your memorialist respectfully requests that the Act of Congress donating said sixteenth and thirty-sixth sections to the State of Nevada be repealed, so far as the unsold portion of said grant is concerned, and that Congress pass an Act granting to the State of Nevada, in lieu thereof, one million five hundred thousand acres of the public land, to

be given to the State of Nevada for the support of common schools, to be selected as other grants heretofore made to the State of Nevada; therefore, be it

Resolved, by the Senate, the Assembly concurring, That our Senators in Congress be, and are hereby instructed, and our Representative in Congress be, and hereby is requested, to use all proper means to procure the legislation above asked; be it further

Governor to forward copy. *Resolved*, That his Excellency, the Governor, be requested to forward a copy of this memorial to each of our Senators and our Representative in Congress.

No. XX.—Assembly Concurrent Resolution.

[Passed February 17, 1877.]

Concerning the printing of certain committee report. *Resolved*, by the Assembly, the Senate concurring, That one thousand copies of the report of the committee appointed to inspect and report upon the condition of the insane of this State be printed in pamphlet form for distribution—five hundred copies for the Assembly, two hundred and fifty copies for the Senate, and two hundred and fifty copies for the State officers.

No. XXI.—Assembly Concurrent Resolution.

[Passed February 28, 1877.]

Leave of absence to George Nicholl. *Resolved*, by the Assembly, the Senate concurring, That leave of absence from the State be granted to George Nicholl, Clerk of Nye County, for the term of three months, at any time during the years eighteen hundred and seventy-seven and eighteen hundred and seventy-eight; *provided*, the said George Nicholl leave a suitable and efficient deputy to discharge the duties as such Clerk during his absence.

No. XXII.—Assembly Joint Resolution, relative to mail service between Eureka and Belmont, in this State.

[Passed February 27, 1877.]

Preamble. WHEREAS, The present mail service between Eureka, Eureka County, and Tybo and Belmont, in Nye County, in this

State, are totally inadequate to supply the growing importance and necessities of the people of that section; therefore, be it

Resolved, by the Assembly, the Senate concurring, That our Senators be instructed, and our Representative in Congress requested, to use their influence with the Post Office Department to have the mail on route No. —, from Eureka, via Hot Creek and Tybo, to Belmont, increased to six times a week.

Resolved, That the Governor be requested to forward a certified copy of the foregoing resolution to the Postmaster General and to each of our Senators, and to our Representative in Congress.

No. XXIII.—*Concurrent Resolution in relation to an amendment to the Constitution of the State of Nevada.*

[Passed February 27, 1877.]

Resolved, by the Assembly, the Senate concurring, That Article Eleven (11) of the Constitution of the State of Nevada be amended by adding to said Article Eleven (11) section ten (10) thereto, which shall read as follows:

Section Ten. No public funds, of any kind or character whatever, State, county, or municipal, shall be used for sectarian purposes.

No. XXIV.—*Assembly Concurrent Resolution.*

[Passed February 27, 1877.]

Resolved, by the Assembly, the Senate concurring, That leave of absence be and is hereby granted to Richard Ryland, Treasurer of Eureka County, for a period of six months, at any time during the years eighteen hundred and seventy seven and eighteen hundred and seventy-eight; provided, that said Treasurer leave a suitable and efficient deputy to discharge the duties of this office during his said absence.

No. XXV.—*Joint Resolution relating to the protection of fish in the Truckee River and its branches.*

[Passed March 1, 1877.]

WHEREAS, The protection of fish in the lakes and streams of our country is recognized as a proper subject of legislation;

RESOLUTIONS AND MEMORIALS,

and, whereas, the statutes of the State of California contain no adequate provision whereby the fish in the Truckee River and its branches are protected; that by reason of the practice of lumbermen in running the sawdust of their mills into these streams, their entire destruction seems probable at no distant day; therefore, be it

Asks for a law preserving fish.

Resolved, by the Senate and Assembly of the State of Nevada, That the mutual interests of the people will be subserved by the enactment of laws tending to the protection of fish in the above named streams, and that we earnestly urge upon the State of California, through their Legislature, that they do by legislative enactment restrain all persons from running sawdust into said streams.

Secretary of State to forward copy.

Resolved, That the Secretary of State is requested to forward to the Governor of the State of California a copy of these resolutions, with the request that he lay the same before the Legislature of that State at its next session.

No. XXVI.—*Joint Memorial and Resolution relative to establishing a mail route from Dayton to Belleville in this State.*

[Passed March 1, 1877.]

Preamble. WHEREAS, The mail facilities from Dayton, the county seat of Lyon County, State of Nevada, to Mason Valley, Esmeralda County, same State, are inadequate to accommodate the growing settlements to the south and east (there being no mail route running from Dayton except to the westward, and in that direction only four miles within the county lines); therefore, be it

Asks for the establishment of a mail route.

Resolved, That our Senators and Representative in Congress be, and are hereby, requested to urge upon the Post Office Department the importance of establishing a semi-weekly mail route from Dayton, Lyon County, Nevada, via Fort Churchill, Wabusha, and Mason Valley, to Belleville, Esmeralda County, in said State, and to discontinue the weekly mail route now existing between Wadsworth and Mason Valley, the same being useless and not meeting the requirements of the people, as the same passes through a desert region of country, requiring no mail service.

Governor to forward copy

Resolved, That his Excellency, the Governor, be requested to forward to the Post Office Department at Washington City, and to each of our Senators and Representative in Congress, a copy of the foregoing resolution.

No. XXVII.—*Assembly Concurrent Resolution.*

[Passed March 1, 1877.]

WHEREAS, General U. S. Grant, for the past eight years President of the United States, has, aside from his world-wide fame as a defender of his country in the field, rendered such eminent services as Chief Executive of this nation as deserves the lasting gratitude of the people of the United States; therefore, be it

Resolved, by the Assembly, the Senate concurring, That the people of the State of Nevada, in Legislature assembled, tender their sincere acknowledgments for the great services of Gen. Grant in field and council, and contemplate with regret the loss of a patriotic, brave, and wise councillor on his retirement from the Executive Department of the National Government.

SENATE RESOLUTIONS.

No. I.—*Senate Concurrent Resolution.*

[Passed January 11, 1877.]

Resolved, by the Senate, the Assembly concurring, That one thousand copies of the Census Report for the year eighteen hundred and seventy-five be ordered printed, as follows: One hundred copies to be bound in the same style as the Appendix to the Senate and Assembly Journals of the seventh session of the Legislature of this State, the same to be delivered to the Secretary of State, for the use of the several departments of State, and for distribution among the several departments of the General Government at Washington, and for exchange with the several States and Territories of the Union; nine hundred copies to be printed in pamphlet form, three hundred of which shall be delivered to the Senate, and six hundred of which shall be delivered to the Assembly, for general distribution among the people.

No. II.—*Senate Concurrent Resolution.*

[Passed January 11, 1877.]

Granting leave of absence to John Horn. *Resolved*, by the Senate, the Assembly concurring, That John Horn, a Commissioner of Eureka County, be granted three months leave of absence, at any time he may elect during his official term.

No. III.—*Senate Joint Resolution relative to granting pensions to the surviving veterans of the Mexican war.*

[Passed January 15, 1877.]

Preamble. WHEREAS, More than thirty years have elapsed since the beginning of the memorable struggle which culminated in the complete triumph of our armies in the Republic of Mexico; and, whereas, the result of that triumph was the sudden addition to the public domain of the United States of an expansive empire, incomparably fertile in its varied natural and artificial resources; and, whereas, most of the heroic men who survived the perils of battle by land and sea, and who escaped death from the diseases pertaining to a foreign and pestilential climate, are now rapidly diminishing in numbers and are all growing old, many of them are decrepid, impecunious, and helpless; therefore, be it

Asks the enactment of law now pending *Resolved*, By the Senate, the Assembly concurring, That our Senators from the State of Nevada in Congress, and also our Representative of the State of Nevada in Congress, be requested to urge the speedy enactment of the bill now pending in Congress for an Act granting pensions to the surviving sailors and soldiers of the Mexican war.

The Governor to furnish copy. *Resolved*, That the Governor be directed to cause to be forwarded immediately to the Senators and Representative of Nevada in Congress, copies of these Joint Resolutions.

No. IV.—*Senate Concurrent Resolution.*

[Passed January 16, 1877.]

Asking report of Centennial Commissioners' proceedings. *Resolved*, By the Senate, the Assembly concurring, That the Governor be requested to transmit to the Senate and Assembly all proceedings of the State Board of Centennial Commissioners, as provided in section eight of an Act entitled an Act in relation to sending mineralogical specimens to the Centennial Exhibition at Philadelphia in eighteen hundred and seventy-six.

No. V.—*Senate Concurrent Resolution.*

[Passed January 16, 1877.]

Resolved, By the Senate, the Assembly concurring, That the Secretary of State be instructed to forward by express to the Hon. J. P. Jones, Senator from Nevada, at Washington, D. C., copies of the statutes of Nevada containing the law in relation to the taxation of the net proceeds of mines, and all amendments thereto, for the use of the Silver Commission appointed by the last Congress.

No. VI.—*Senate Concurrent Resolution.*

[Passed January 17, 1877.]

Resolved, by the Senate, the Assembly concurring, That twelve hundred copies of the report of the State Superintendent of Public Instruction for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six, be printed in pamphlet form, two hundred copies for the use of the Senate, four hundred copies for the use of the Assembly, one hundred copies to be delivered to the Secretary of State, and the residue to be delivered to the State Superintendent of Public Instruction, for distribution and exchange with States and Territories.

No. VII.—*Senate Concurrent Resolution.*

[Passed January 19, 1877.]

Resolved, by the Senate, the Assembly concurring, That fifteen hundred copies of the Biennial Report of the Surveyor General and State Land Register be printed, three hundred and fifty copies thereof for the members of the Senate, seven hundred copies for members of the Assembly, fifty copies to be delivered to the State Librarian, and four hundred copies to be delivered to the Surveyor General for distribution and supplying exchange.

No. VIII.—*Senate Concurrent Resolution.*

[Passed January 22, 1877.]

Relative to printing report of Warden *Resolved*, by the Senate, the Assembly concurring, That eleven hundred copies of the Report of the Warden of the State Prison be printed, two hundred for the use of the Senate, three hundred for the Assembly, two hundred for the Governor, one hundred and fifty for the State officers, and one hundred and fifty to be deposited with the Secretary of State for public distribution, and one hundred copies to be delivered to the Warden of the prison.

No. IX.—*Senate Concurrent Resolution.*

[Passed January 22, 1877.]

Secretary of State directed to return certain bill. *Resolved*, by the Senate, the Assembly concurring, That the Hon. J. D. Minor, Secretary of State, be and is hereby requested to return to this body Senate Bill No. 32, entitled "An Act to legalize certain contracts made by the Mayor and Board of Aldermen of the City of Virginia, Storey County, State of Nevada, and the Virginia and Gold Hill Water Company of the same place, and for the issuance and sale of bonds for the payment of said indebtedness thereby incurred."

No. X.—*Senate Concurrent Resolution.*

[Passed January 24, 1877.]

Relative to printing report of Commissioners of Insane. *Resolved*, by the Senate, the Assembly concurring, That one thousand copies of the Report of the Commissioners for the Care of the Indigent Insane of the State of Nevada, for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six, be printed in pamphlet form and distributed as follows: two hundred and fifty (250) copies to the Senate, five hundred (500) copies to the Assembly, and two hundred and fifty (250) copies to the Commissioners for the Care of the Indigent Insane of the State of Nevada.

No. XI.—Senate Concurrent Resolution.

[Passed January 25, 1877.]

Resolved, by the Senate, the Assembly concurring, That two hundred and forty (240) copies of the Biennial Report of the Secretary of State of the State of Nevada, for the eleventh and twelfth fiscal years, ending December thirty-first, eighteen hundred and seventy-six, be printed in pamphlet form, for the use of the Senate and Assembly and the Secretary of State.

No. XII.—Senate Concurrent Resolution.

[Passed January 29, 1877.]

Resolved, by the Senate, the Assembly concurring, That two hundred and forty copies of the Adjutant General's Report for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six to be printed.

Relative to printing Adjutant General's report.

No. XIII.—Senate Concurrent Resolution.

[Passed January 31, 1877.]

Resolved, by the Senate, the Assembly concurring, That two hundred and forty copies of the Report of the State Capitol Commissioners for the two years ending December thirty-first, eighteen hundred and seventy-six, made in compliance with section eight of "An Act to provide for the protection of the State Capitol building, and for the improvement of the grounds surrounding it," approved February twenty-six, eighteen hundred and seventy-five, be ordered printed for the use of the Senate and Assembly.

No. XIV.—Senate Concurrent Resolution.

[Passed February 6, 1877.]

Resolved, by the Senate, the Assembly concurring, That all work of copying and printing the Census Report of eighteen hundred and seventy-five be and is hereby suspended temporarily.

Relative to printing of Census Report.

No. XV.—*Senate Concurrent Resolution.*

[Passed February 9, 1877.]

Relative to electing a Warden of State Prison. *Resolved*, by the Senate, the Assembly concurring, That the Senate and Assembly shall meet in joint convention in the Assembly Chamber, at twelve o'clock, on Monday, the twelfth day of February, A. D. eighteen hundred and seventy-seven, for the purpose of electing a Warden of the State Prison, as provided by law; and, be it further

Resolved, That the joint convention shall continue to meet at the same hour and place, from day to day, until a Warden shall have been duly chosen, taking at least one vote daily; said convention to be governed by the same rules that have heretofore governed like conventions for the election of United States Senators.

No. XVI.—*Senate Concurrent Resolution granting leave of absence to David McKee, Recorder of Esmeralda County.*

[Passed February 21, 1877.]

Granting leave of absence to David McKee. *Resolved*, by the Senate, the Assembly concurring, That David McKee, County Recorder of Esmeralda County, is hereby granted leave of absence from the State for the term of six months, at any time he may designate during his term of office; *provided*, he appoint a suitable deputy to serve in his stead during his absence.

No. XVII.—*Joint Resolution relative to public lands granted by Congress to the State of Nevada.*

[Passed February 26, 1877.]

Preamble. WHEREAS, The grant of thirty thousand acres of land to the State of Nevada from the public domain for each Senator and Representative in Congress from this State, amounting in the aggregate to ninety thousand acres, was made by the Congress of the United States, by virtue of an Act of Congress entitled "An Act donating public lands to the several States and Territories which may provide Colleges of Agriculture and Mechanic Arts," approved July second, one thousand eight hundred and sixty-two; and the Act amendatory thereof, approved April fourteenth, one thousand eight hundred and sixty-four; and, whereas, by virtue of an Act of Congress, entitled "An Act concerning certain lands granted to the State of Nevada," approved July fourth, one thousand eight hundred and sixty-six; and an Act of Congress entitled "An

Act to continue in force a grant to the State of Nevada for college purposes," approved March sixteenth, eighteen hundred and seventy-two, said grant was continued on condition that at least one College of Agriculture and Mechanic Arts shall be built on or before the tenth day of May, one thousand eight hundred and seventy-seven; therefore, be it

Resolved, by the Senate and Assembly conjointly, That our Senators and Representative in Congress be requested to use every effort in their power to obtain an extension of time, not less than five years, in which this State may provide or establish said college.

No. XVIII.—*Senate Concurrent Resolution.*

[Passed February 26, 1877.]

Resolved, by the Senate, the Assembly concurring, That one thousand copies of the Report of the State Mineralogist be printed, to be used as follows: one hundred copies for each of our Representatives in Congress; five hundred for distribution by the State Mineralogist, and three hundred for the Secretary of State and Librarian. Five hundred copies of which shall be bound in cloth, and distributed pro rata; *provided*, that such cloth binding shall not be an additional cost of more than twenty-five cents per copy.

No. XIX.—*Resolution granting six months' leave of absence to F. H. Harmon, County Clerk of Eureka County, Nevada, during the years eighteen hundred and seventy-seven or eighteen hundred and seventy-eight.*

[Passed February 28, 1877.]

Resolved, by the Senate, the Assembly concurring, That six months' leave of absence be granted to F. H. Harmon, County Clerk of Eureka County, Nevada, at any time he may wish to avail himself of the privilege during the years eighteen hundred and seventy-seven or eighteen hundred and seventy-eight.

No. XX.—*Senate Concurrent Resolution.*

[Passed February 28, 1877.]

Resolved, by the Senate, the Assembly concurring, That D. A. Folks, Treasurer of Lincoln County, Nevada, have leave of

Granting leave of absence to D. A. Folks.

absence for six months, at any time during the year eighteen hundred and seventy-seven.

No. XXI.—*Senate Concurrent Resolution.*

[Passed February 28, 1877.]

Granting
leave of
absence
to T. E.
Kelley.

Resolved, by the Senate, the Assembly concurring, That T. E. Kelley, Sheriff of Storey County, be, and he is hereby, granted leave of absence for the space of six months, at any time he may see fit to avail himself of the privilege during his term of office.

No. XXII.—*Senate Concurrent Resolution.*

[Passed March 1, 1877.]

Granting
leave of
absence to
William Hill,
William Hill
County Commissioner of Churchill County, be, and
is hereby, granted leave of absence from this State for the
period of six months, at such time as he may select during his
present term of office.

REPORTS

OF THE

STATE TREASURER

OF THE

STATE OF NEVADA,

FOR THE

ELEVENTH AND TWELFTH FISCAL YEARS, 1875 AND 1876.

JERRY SCHOOLING, TREASURER.



ANNUAL REPORT OF THE STATE TREASURER

TO THE

GOVERNOR OF THE STATE OF NEVADA,

FOR

THE YEAR 1875.



CONTENTS.

EXHIBIT A.

Showing balance on hand December thirty-first, eighteen hundred and seventy-four, and its apportionment.

EXHIBIT B.

Showing total funded debt of the State, also date of issuance of bonds, date redeemable, rate of interest, and date of payment of interest.

EXHIBIT C.

Showing the list of United States bonds held as securities for State funds, December thirty-first, eighteen hundred and seventy-four.

EXHIBIT D.

Showing the outstanding registered warrants December thirty-first, eighteen hundred and seventy-four, and date of registration of the same.

EXHIBIT E.

Showing assets and liabilities, December thirty-first, eighteen hundred and seventy-four.

EXHIBIT F.

Showing balance on hand January first, eighteen hundred and seventy-five, sales and purchases of currency, receipts and disbursements for the year, balance December thirty-first, eighteen hundred and seventy-five, and apportionment of the same.

EXHIBIT G.

Showing the disbursements from the different funds, total receipts, and balances on hand at the beginning and close of the year eighteen hundred and seventy-five.

EXHIBIT H.

Showing outstanding warrants January first, eighteen hundred and seventy-five, warrants drawn and registered, paid and returned to State Controller during the year, and warrants outstanding December thirty-first, eighteen hundred and seventy-five.

EXHIBIT I.

Showing the date of registration of outstanding warrants December thirty-first, eighteen hundred and seventy-five.

EXHIBIT J.

Showing the transfers made during the year eighteen hundred and seventy-five.

EXHIBIT K.

Showing receipts for the year eighteen hundred and seventy-five.

EXHIBIT L.

Showing disbursements for the year eighteen hundred and seventy-five.

EXHIBIT M.

Showing purchases and sales of currency for the year eighteen hundred and seventy-five.

EXHIBIT N.

Showing list of State bonds held as securities for State School Fund December thirty-first, eighteen hundred and seventy-five.

EXHIBIT O.

Showing list of State bonds outstanding December thirty-first, eighteen hundred and seventy-five.

EXHIBIT P.

Showing a list of United States bonds held as securities for State funds.

EXHIBIT Q.

Showing a list of California State bonds held as securities for State Interest and Sinking Fund, eighteen hundred and seventy-one and eighteen hundred and seventy-two.

EXHIBIT R.

Showing list of State bonds purchased and canceled during the year eighteen hundred and seventy-five.

EXHIBIT S.

Showing the transactions in the different funds.

EXHIBIT T.

Showing the assets and liabilities December thirty-first, eighteen hundred and seventy-five.

REPORT OF STATE TREASURER.

TREASURY DEPARTMENT OF THE STATE OF NEVADA, }
CARSON CITY, December 31st, 1875. }

To His Excellency,
L. R. BRADLEY,
Governor of the State of Nevada:

SIR: In obedience to the requirements of law, I have the honor to herewith submit my annual report of the receipts and disbursements, with such other information as may be necessary for a full and complete understanding of the transactions of this department, for the fiscal year ending December thirty-first, eighteen hundred and seventy-five.

Respectfully submitted.

JERRY SCHOOLING,
State Treasurer.

REPORT OF THE

STATEMENT
[A]

Showing balance on hand December 31st, 1874, and apportionment of the same.

	Coin.	Currency.
Balance on hand December 31st, 1874.....	\$489,177 07	\$29,540 14
<i>Apportioned as follows:</i>		
To the General Fund.....	\$322,335 58	
To the State School Fund.....	10,315 20	\$13,265 84
To the General School Fund.....	19,820 89	.....
To the State Interest and Sinking Fund, 1871-2.....	1,152 80	.....
To the Territorial Interest and Sinking Fund, 1872.....	66,284 77	.....
To the State Capitol Fund.....	49 66	250 00
To the State Building Fund.....	34,172 35	.....
To the State Library Fund.....	5,331 84	.....
To the State Prison Fund.....	8,376 10	.....
To the State University Fund.....	51 31	3,211 79
To the State University Fund (90,000-acre grant).....	16,023 19	11,029 81
To the Special Land Fund.....	.....	1,782 70
To the Soldiers' Fund.....	8 38	.....
To the State Legislative Fund, 1871.....	5 00	.....
To the Judicial Salary Fund.....	5,250 00	.....
Totals.....	\$489,177 07	\$29,540 14

[B]

STATEMENT

Showing total funded debt of the State; also, date of issuance of bonds, date redeemable, rate of interest, and date of payment of interest.

STATE TREASURER.

239

NEVADA STATE BONDS.	Date redeemable.	Rate of interest.	Date of payment of interest.	Amount of bonds.
State bonds issued April 1st, 1871, (outstanding).....	April 1st, 1881...	10 per cent. per annum...	April 1, October 1.....	\$142,000 00
State bonds issued April 1st, 1871, (held as securities for State School Fund).....	April 1st, 1881...	10 per cent. per annum...	April 1, October 1.....	18,000 00
State bonds issued March 1st, 1872, (outstanding).....	March 1st, 1882..	9½ per cent. per annum..	March 1, September 1.....	34,000 00
State bonds issued March 1st, 1872, (held as securities for State School Fund).....	March 1st, 1882..	9½ per cent. per annum..	March 1, September 1.....	86,000 00
State bonds issued March 1st, 1872, (outstanding).....	March 1st, 1887..	9½ per cent. per annum..	March 1, September 1.....	380,000 00
				\$660,000 00

5

STATEMENT

Showing the list of United States bonds held as securities for State Funds, December 31st, 1874.

STATEMENT

Showing the outstanding registered warrants December 31st, 1874, and date of registration of the same.

STATE TREASURER.

UPON WHAT FUNDS DRAWN.	Date of Registration.	Coin.	Currency.
State Prison Fund.....	1871	\$59	66
State Legislative Fund.....	1871	5	00
State Capitol Fund.....	1871	49	66
State Prison Fund.....	1872	46	66
State Prison Fund.....	1873	71	25
General Fund.....	1874	23,035	48
State School Fund.....	1874	1,494	83
State Prison Fund.....	1874	6,149	76
State Orphans' Home Fund.....	1874	1,850	66
State Library Fund.....	1874	254	67
General School Fund.....	1874	481	25
State Building Fund.....	1874	14,172	89
State Indigent Insane Fund.....	1874	3,698	36
State University Fund.....	1874	....	178 80
State University Contingent Fund.....	1874	743	88
Judicial Salary Fund.....	1874	5,250	00
State Interest and Sinking Fund, 1871-2.....	1874	13,883	93
		\$71,247	94
			\$1,280 11

[E]

STATEMENT

Showing Assets and Liabilities, December 31st, 1874.

	Coin.	Currency.	Grand Totals.
<i>Assets.</i>			
State bonds issued April 1st, 1871, purchased and held as securities for the State School Fund.....	\$18,000 00		
Accrued interest on the same.....	450 00		
State bonds issued March 1st, 1874, purchased and held as securities for the State School Fund.....	86,000 00		
Accrued interest on the same.....	2,733 33		
United States bonds held as securities for the State School Fund.....	146,000 00		
Accrued interest on the same.....	4,380 00		
United States bonds held as securities for the State Interest and Sinking Fund, 1871-2.....	100,000 00		
Accrued interest on the same.....	3,000 00		
United States bonds held as securities for the State University Fund.....	10,000 00		
Accrued interest on the same.....	300 00		
Cash on hand in the different State funds.....	489,177 07	\$29,540 14	\$889,570 54

Liabilities.

State bonds, issued April 1st, 1871, redeemable in ten years.....	\$ 160,000 00
Accrued interest on the same.....	4,000 00
State bonds issued March 1st, 1872, redeemable in ten years.....	120,000 00
Accrued interest on the same.....	3,799 99
State bonds issued March 1st, 1872, redeemable in fifteen years.....	380,000 00
Accrued interest on the same.....	12,033 33
State warrants outstanding December 31st, 1874.....	71,247 94
	\$1,280 11
	\$752,361 37

REPORT OF THE

[F]

STATEMENT

Showing balance on hand January 1st, 1875; sales and purchases of currency; receipts and disbursements for the year; balance December 31st, 1875, and apportionment of the same.

	Coin.	Currency.
Balance on hand January 1st, 1875, as per report December 31st, 1874.....	\$489,177 07 516,274 10	\$29,540 14 52,405 36
Total receipts for the year 1875.....	\$1,005,451 17 •	\$81,945 50 109 00
Deduct currency sold during the year.....	\$1,005,451 17 97 85	\$81,836 50
Add receipts from sale of currency.....	\$1,005,549 02 112 43	\$81,836 50
Deduct coin paid for currency during the year.....	\$1,005,436 59	\$81,836 50 129 98
Add currency purchased.....	\$1,005,436 59 709,616 01	\$81,966 48 10,973 97
Deduct disbursements for the year.....	\$295,820 58	\$70,992 51
Balance on hand December 31st, 1875.....		

STATE TREASURER.

Appportioned as follows:

To the General Fund.....	\$89,340 46
To the State School Fund.....	8,740 56
To the General School Fund.....	28,069 58
To the State Interest and Sinking Fund, 1871-2.....	19,574 08
To the Territorial Interest and Sinking Fund, 1872.....	85,740 91
To the State Capitol Fund.....	49 66
To the State Building Fund.....	42,544 54
To the State Library Fund.....	3,322 89
To the State University Fund.....	651 31
To the University Fund, 90,000-acre grant.....	16,023 19
To the Soldiers' Fund.....	8 38
To the Legislative Fund, 1871.....	5 00
To the Judicial Salary Fund.....	1,750 02
	<u>\$295,820 58</u>
	<u>\$70,992 51</u>

[G]

STATEMENT

Showing the disbursements from the different funds, total receipts, and balances on hand at the beginning and close of the year 1875.

GENERAL REVENUE ACCOUNT.

Dr.

	Coin.	Currency.
To warrants paid from General Fund.....	\$156,879 28	.....
To warrants paid from State Prison Fund.....	72,572 52	\$129 98
To warrants paid from Orphan Home Fund	14,541 52	.....
To warrants paid from State Building Fund.....	41,814 89	.....
To warrants paid from State Library Fund.....	5,100 89	.....
To warrants paid from Indigent Insane Fund.....	30,238 76	.....
To warrants paid from Judicial Salary Fund.....	24,499 98	.....
To warrants paid from General School Fund.....	33,245 65	.....
To warrants paid from State School Fund.....	6,420 83	8,359 94
To warrants paid from University Contingent Fund.....	727 88	.....
To warrants paid from State Interest and Sinking Fund, 1871-2.....	195,735 64	.....
To warrants paid from Territorial Interest and Sinking Fund, 1872.....	41,291 57	.....
To warrants paid from Centennial Fund.....	5,860 00	.....
To warrants paid from Legislative Fund, 1875.....	80,686 60	.....
To warrants paid from State University Fund.....	.....	418 80
To warrants paid from University Fund, 90,000-acre grant.....	.....	2,065 25
To amount of currency sold for the year.....	.....	109 00
To amount of coin paid for currency.....	112 43	.....
To balance on hand December 31st, 1875.....	295,820 58	70,992 51
	\$1,005,549 02	\$82,075 48

STATEMENT

[G]

Showing the disbursements from the different funds, total receipts, and balances on hand at the beginning and close of the year 1875.

GENERAL REVENUE ACCOUNT.

Cr.

	Coin.	Currency.
By balance on hand January 1st, 1875.....	\$489,177 07	\$29,540 14
By receipts from fees of office of the Secretary of State.....	2,767 30	.....
By receipts from Supreme Court docket tax.....	400 00	.....
By receipts from sale of attorney license.....	475 00	.....
By receipts from State Prison labor.....	17,480 68	.....
By receipts from Devil's Gate toll road.....	468 58	.....
By receipts from interest on State School Fund bonds.....	9,970 00	.....
By receipts from interest on United States bonds.....	15,495 00	.....
By receipts from counties on June, 1875, settlement.....	130,368 28	.....
By receipts from counties on December, 1875, settlement.....	336,234 97	.....
By receipts from sale of State books.....	57 64	.....
By receipts from sale of goods at new prison.....	41 50	.....
By receipts from Supreme Court Clerk fees.....	599 30	.....
By receipts from escheated estates.....	415 85	.....
By receipts from interest on California bonds.....	1,500 00	.....
By receipts from conditional land sales in favor of State School Fund.....	.....	8,379 07
By receipts from conditional land sales in favor of State University Fund.....	.....	323 33
By receipts from conditional land sales in favor University Fund (90,000-acre grant).....	.....	18,030 21
By receipts from land sales, on application, favor State School Fund.....	.....	17,163 53
By receipts from land sales, on application, favor University Fund.....	.....	380 00
By receipts from land sales, on application, favor University Fund (90,000-acre grant).....	.....	711 57
By receipts from land sales, on contract, favor State School Fund.....	.....	7,385 65
By receipts from land sales, on contract, favor University Fund (90,000-acre grant).....	.....	32 00
By receipts from sale of currency.....	97 85	.....
By receipts from purchase of currency.....	.....	129 98
	\$1,005,549 02	\$82,075 48
By balance on hand December 31st, 1875.....	\$295,820 58	\$70,992 51

STATEMENT

Showing outstanding warrants January 1st, 1875; warrants drawn and registered, paid and returned to State Controller during the year, and warrants outstanding December 31st, 1875.

GENERAL WARRANT ACCOUNT—COIN.

Funds.	Warrants outstanding January 1st, 1875.	Warrants drawn and registered during the year.	Warrants paid and returned to State Controller.	Warrants outstanding December 31st, 1875.
General Fund.....	\$23,035 48	\$138,633 95	\$156,879 28	\$4,790 15
State Prison Fund.....	6,327 33	67,308 67	72,572 52	1,063 48
State Orphan Home Fund.....	1,850 66	12,950 39	14,541 52	259 53
State School Fund.....	1,494 83	5,176 00	6,420 83	250 00
General School Fund.....	481 25	36,783 55	33,245 65	4,019 15
State Interest and Sinking Fund, 1871-2	13,883 93	213,904 96	195,735 64	32,053 25
Judicial Salary Fund.....	5,250 00	21,000 00	24,499 98	1,750 02
State Library Fund.....	254 67	4,846 22	5,100 89	.....
State Building Fund.....	14,172 89	27,642 00	41,814 89	.....
State Capitol Fund.....	49 66	.....	.....	49 66
State Indigent Insane Fund.....	3,698 36	28,947 90	30,238 76	2,407 50
University Contingent Fund.....	743 88	.....	727 88	16 00
State Legislative Fund, 1871.....	5 00	.....	.....	5 00
Territorial Interest and Sinking Fund, 1872.....	.....	41,291 57	41,291 57	.....
State Legislative Fund, 1875.....	.....	80,686 60	80,686 60	.....
Centennial Fund.....	.....	5,860 00	5,860 00	.....
	\$71,247 94	\$685,031 81	\$709,616 01	\$46,663 74

[H]

STATEMENT

Showing warrants outstanding January 1st, 1875; warrants drawn and registered, paid and returned to State Controller during the year, and warrants outstanding December 31st, 1875.

GENERAL WARRANT ACCOUNT—CURRENCY.

FUNDS.	Warrants outstanding January 1st, 1875.	Warrants drawn and registered during the year.	Warrants paid and returned to State Controller.	Warrants outstanding December 31st, 1875.
State School Fund.....	\$1,101 31	\$7,401 37	\$8,359 94	\$142 74
State University Fund.....	178 80	418 00	400 80	160 00
State University Fund (90,000 acre grant).....	.....	2,265 25	2,065 25	200 00
State Prison Fund.....	.....	129 98	129 98	.....
	\$1,280 11	\$10,196 60	\$10,973 97	\$502 74

5

STATEMENT

Showing the list of United States bonds held as securities for State Funds, December 31st, 1874.

STATEMENT

Showing the outstanding registered warrants December 31st, 1874, and date of registration of the same.

STATE TREASURER.

UPON WHAT FUNDS DRAWN.	Date of Registration.	Coin.	Currency.
State Prison Fund.....	1871	\$59 66	.....
State Legislative Fund.....	1871	5 00	.....
State Capitol Fund.....	1871	49 66	.....
State Prison Fund.....	1872	46 66	.....
State Prison Fund.....	1873	71 25	.....
General Fund.....	1874	23,035 48	.....
State School Fund.....	1874	1,494 83	\$1,101 31
State Prison Fund.....	1874	6,149 76	.....
State Orphans' Home Fund.....	1874	1,350 66	.....
State Library Fund.....	1874	254 67	.....
General School Fund.....	1874	481 25	.....
State Building Fund.....	1874	14,172 89	.....
State Indigent Insane Fund.....	1874	3,698 36	.....
State University Fund.....	1874	.....	178 80
State University Contingent Fund.....	1874	743 88	.....
Judicial Salary Fund.....	1874	5,250 00	.....
State Interest and Sinking Fund, 1871-2.....	1874	13,883 93	.....
		\$71,247 94	\$1,280 11

[E]

STATEMENT

Showing Assets and Liabilities, December 31st, 1874.

	Coin.	Currency.	Grand Totals.
<i>Assets.</i>			
State bonds issued April 1st, 1871, purchased and held as securities for the State School Fund.....	\$18,000 00		
Accrued interest on the same.....	450 00		
State bonds issued March 1st, 1874, purchased and held as securities for the State School Fund.....	86,000 00		
Accrued interest on the same.....	2,733 33		
United States bonds held as securities for the State School Fund.....	146,000 00		
Accrued interest on the same.....	4,380 00		
United States bonds held as securities for the State Interest and Sinking Fund, 1871-2.....	100,000 00		
Accrued interest on the same.....	3,000 00		
United States bonds held as securities for the State University Fund.....	10,000 00		
Accrued interest on the same.....	300 00		
Cash on hand in the different State funds.....		\$29,540 14	\$889,570 54

<i>Liabilities.</i>	
State bonds, issued April 1st, 1871, redeemable in ten years.....	\$160,000 00
Accrued interest on the same.....	4,000 00
State bonds issued March 1st, 1872, redeemable in ten years.....	120,000 00
Accrued interest on the same.....	3,799 99
State bonds issued March 1st, 1872, redeemable in fifteen years.....	380,000 00
Accrued interest on the same.....	12,033 33
State warrants outstanding December 31st, 1874.....	71,247 94
	\$1,280 11
	\$752,361 37

[F]

STATEMENT

Showing balance on hand January 1st, 1875; sales and purchases of currency; receipts and disbursements for the year; balance December 31st, 1875, and apportionment of the same.

	Coin.	Currency.
Balance on hand January 1st, 1875, as per report December 31st, 1874.....	\$489,177 07	\$29,540 14
Total receipts for the year 1875.....	516,274 10	52,405 36
Deduct currency sold during the year.....	\$1,005,451 17	\$81,945 50
Add receipts from sale of currency.....	•.....	109 00
Deduct coin paid for currency during the year.....	\$1,005,451 17	\$81,836 50
Add currency purchased.....	97 85	.....
Deduct disbursements for the year.....	\$1,005,436 59	\$81,836 50
Balance on hand December 31st, 1875.....	\$295,820 58	\$70,992 51

Apportioned as follows:

To the General Fund.....	\$89,340 46
To the State School Fund.....	8,740 56
To the General School Fund.....	28,069 58
To the State Interest and Sinking Fund, 1871-2.....	19,574 08
To the Territorial Interest and Sinking Fund, 1872.....	85,740 91
To the State Capitol Fund.....	49 66
To the State Building Fund.....	42,544 54
To the State Library Fund.....	3,322 89
To the State University Fund.....	651 31
To the University Fund, 90,000-acre grant.....	16,023 19
To the Soldiers' Fund.....	8 38
To the Legislative Fund, 1871.....	5 00
To the Judicial Salary Fund.....	1,750 02
	\$295,820 58
	\$70,992 51

[G]

STATEMENT

Showing the disbursements from the different funds, total receipts, and balances on hand at the beginning and close of the year 1875.

GENERAL REVENUE ACCOUNT.

Dr.

	Coin.	Currency.
To warrants paid from General Fund.....	\$156,879 28	.....
To warrants paid from State Prison Fund.....	72,572 52	\$129 98
To warrants paid from Orphan Home Fund	14,541 52	.....
To warrants paid from State Building Fund.....	41,814 89	.....
To warrants paid from State Library Fund.....	5,100 89	.....
To warrants paid from Indigent Insane Fund.....	30,238 76	.....
To warrants paid from Judicial Salary Fund.....	24,499 98	.....
To warrants paid from General School Fund.....	33,245 65	.....
To warrants paid from State School Fund.....	6,420 83	8,359 94
To warrants paid from University Contingent Fund.....	727 88	.....
To warrants paid from State Interest and Sinking Fund, 1871-2.....	195,735 64	.....
To warrants paid from Territorial Interest and Sinking Fund, 1872.....	41,291 57	.....
To warrants paid from Centennial Fund.....	5,860 00	.....
To warrants paid from Legislative Fund, 1875.....	80,686 60	.....
To warrants paid from State University Fund.....	.....	418 80
To warrants paid from University Fund, 90,000-acre grant.....	.....	2,065 25
To amount of currency sold for the year.....	.....	109 00
To amount of coin paid for currency.....	112 43	.....
To balance on hand December 31st, 1875.....	295,820 58	70,992 51
	\$1,005,549 02	\$82,075 48

STATEMENT

[G]

Showing the disbursements from the different funds, total receipts, and balances on hand at the beginning and close of the year 1875.

GENERAL REVENUE ACCOUNT.

Cr.

	Coin.	Currency.
By balance on hand January 1st, 1875.....	\$489,177 07	\$29,540 14
By receipts from fees of office of the Secretary of State.....	2,767 30	.....
By receipts from Supreme Court docket tax.....	400 00	.....
By receipts from sale of attorney license.....	475 00	.....
By receipts from State Prison labor.....	17,480 68	.....
By receipts from Devil's Gate toll road.....	468 58	.....
By receipts from interest on State School Fund bonds.....	9,970 00	.....
By receipts from interest on United States bonds.....	15,495 00	.....
By receipts from counties on June, 1875, settlement.....	180,368 28	.....
By receipts from counties on December, 1875, settlement.....	836,234 97	.....
By receipts from sale of State books.....	57 64	.....
By receipts from sale of goods at new prison.....	41 50	.....
By receipts from Supreme Court Clerk fees.....	599 30	.....
By receipts from escheated estates.....	415 85	.....
By receipts from interest on California bonds.....	1,500 00	.....
By receipts from conditional land sales in favor of State School Fund.....	.....	8,379 07
By receipts from conditional land sales in favor of State University Fund.....	.....	323 33
By receipts from conditional land sales in favor University Fund (90,000-acre grant).....	.....	18,030 21
By receipts from land sales, on application, favor State School Fund.....	.....	17,163 53
By receipts from land sales, on application, favor University Fund.....	.....	380 00
By receipts from land sales, on application, favor University Fund (90,000-acre grant).....	.....	711 57
By receipts from land sales, on contract, favor State School Fund.....	.....	7,385 65
By receipts from land sales, on contract, favor University Fund (90,000-acre grant).....	.....	32 00
By receipts from sale of currency.....	97 85	.....
By receipts from purchase of currency.....	.....	129 98
	\$1,005,549 02	\$82,075 48
By balance on hand December 31st, 1875.....	\$295,820 58	\$70,992 51

STATEMENT

Showing outstanding warrants January 1st, 1875; warrants drawn and registered, paid and returned to State Controller during the year, and warrants outstanding December 31st, 1875.

GENERAL WARRANT ACCOUNT—COIN.

FUNDS.	Warrants outstanding, January 1st, 1875.	Warrants drawn and registered during the year.	Warrants paid and returned to State Controller.	Warrants outstanding December 31st, 1875.
General Fund.....	\$23,035 48	\$138,633 95	\$156,879 28	\$4,790 15
State Prison Fund.....	6,327 33	67,308 67	72,572 52	1,063 48
State Orphan Home Fund.....	1,850 66	12,950 39	14,541 52	259 53
State School Fund.....	1,494 83	5,176 00	6,420 83	250 00
General School Fund.....	481 25	36,783 55	33,245 65	4,019 15
State Interest and Sinking Fund, 1871-2.....	13,883 93	213,904 96	195,735 64	32,053 25
Judicial Salary Fund.....	5,250 00	21,000 00	24,499 98	1,750 02
State Library Fund.....	254 67	4,846 22	5,100 89	.....
State Building Fund.....	14,172 89	27,642 00	41,814 89	.....
State Capitol Fund.....	49 66	.....	.....	49 66
State Indigent Insane Fund.....	3,698 36	28,947 90	30,238 76	2,407 50
University Contingent Fund.....	743 88	.....	727 88	16 00
State Legislative Fund, 1871.....	5 00	.....	.....	5 00
Territorial Interest and Sinking Fund, 1872.....	.....	41,291 57	41,291 57	.....
State Legislative Fund, 1875.....	.....	80,686 60	80,686 60	.....
Centennial Fund.....	.....	5,860 00	5,860 00	.....
	\$71,247 94	\$685,031 81	\$709,616 01	\$46,663 74

[H]

STATEMENT

Showing warrants outstanding January 1st, 1875; warrants drawn and registered, paid and returned to State Controller during the year, and warrants outstanding December 31st, 1875.

GENERAL WARRANT ACCOUNT—CURRENCY.

FUNDS.	Warrants outstanding January 1st, 1875.	Warrants drawn and registered during the year.	Warrants paid and returned to State Controller.	Warrants outstanding December 31st, 1875.
State School Fund.....	\$1,101 31	\$7,401 37	\$8,359 94	\$142 74
State University Fund	178 80	418 00	400 80	160 00
State University Fund (90,000-acre grant).....	.....	2,265 25	2,065 25	200 00
State Prison Fund.....	.....	129 98	129 98	.....
	\$1,280 11	\$10,196 60	\$10,973 97	\$502 74

REPORT OF THE

STATEMENT

Showing the date of registration of outstanding warrants December 31st, 1875.

UPON WHAT FUND DRAWN.	Years of registration.	Coin.	Currency.
State Prison Fund.....	1871	\$59	66
State Legislative Fund.....	1871	5	00
State Capitol Fund.....	1871	49	66
State Prison Fund.....	1872	46	66
State Prison Fund.....	1873	71	25
State Prison Fund.....	1874	10	00
State School Fund.....	1874	.....	\$50 00
University Contingent Fund.....	1874	16	00
General Fund.....	1875	4,790	15
State Prison Fund.....	1875	875	91
State Orphan Home Fund.....	1875	259	53
Indigent Insane Fund.....	1875	2,407	50
State School Fund.....	1875	250	00
General School Fund.....	1875	4,019	15
State University Fund.....	1875	.....	.....
State University Fund (90,000 acre grant).....	1875	32,053	25
State Interest and Sinking Fund, 1871-2.....	1875	1,750	02
Judicial Salary Fund.....	1875	.....	.....
		\$46,663	74
			\$502 74

[J]

STATEMENT

Showing the transfers made during the year 1875.

STATE TREASURER.

251

Date of transfer.	From what Fund transferred.	To what Fund transferred.	Coin.	Currency.
January 7.....	General Fund.....	State Legislative Fund, 1875.....	\$90,000 00	
February 28.....	General School Fund.....	University Contingent Fund.....	727 88	
February 28.....	General Fund.....	State Indigent Insane Fund.....	3,698 36	
February 28.....	General Fund.....	State Orphan Home Fund.....	1,850 66	
March 1.....	General Fund.....	State Interest and Sinking Fund, 1871-2.....	190,000 00	
March 1.....	Special Land Fund.....	State School Fund.....	\$1,782 70	
March 1.....	General Fund.....	Judicial Salary Fund.....	5,250 00	
March 15.....	General Fund.....	State Orphan Home Fund.....	5,250 00	
March 15.....	General Fund.....	Indigent Insane Fund.....	1,264 62	
June 1.....	General Fund.....	State Prison Fund.....	3,915 50	
June 30.....	Legislative Fund, 1875.....	General Fund.....	9,313 40	
June 30.....	General Fund.....	State Prison Fund.....	24,952 44	
June 30.....	General Fund.....	State Orphan Home Fund.....	129 98	
June 30.....	General Fund.....	Indigent Insane Fund.....	5,096 59	
June 30.....	General Fund.....	Judicial Salary Fund.....	7,338 75	
June 30.....	General Fund.....	Centennial Fund.....	2,866 65	
June 30.....	General Fund.....	State Prison Fund.....	5,860 00	
December 31.....	General Fund.....	State Orphan Home Fund.....	21,763 30	
December 31.....	General Fund.....	State Indigent Insane Fund.....	6,329 65	
December 31.....	General Fund.....	Judicial Salary Fund	15,286 15	
December 31.....	General Fund.....		12,483 31	
				\$407,997 30
				\$1,912 68

STATEMENT

Showing receipts for the year 1875.

REPORT OF THE

FOR WHAT RECEIVED.	Coin.	Currency.
Semi-annual settlement of Treasurer of Washoe County for June, 1875.....	\$19,281 65	
Semi-annual settlement of Treasurer of Elko County for June, 1875.....	1,827 79	
Semi-annual settlement of Treasurer of Lyon County for June, 1875.....	3,065 49	
Semi-annual settlement of Treasurer of Nye County for June, 1875.....	1,308 08	
Semi-annual settlement of Treasurer of Humboldt County for June, 1875.....	2,265 11	
Semi-annual settlement of Treasurer of Storey County for June, 1875.....	74,552 84	
Semi-annual settlement of Treasurer of Lander County for June, 1875.....	2,933 24	
Semi-annual settlement of Treasurer of Ormsby County for June, 1875.....	2,739 61	
Semi-annual settlement of Treasurer of White Pine County for June, 1875.....	4,281 85	
Semi-annual settlement of Treasurer of Douglas County for June, 1875.....	724 34	
Semi-annual settlement of Treasurer of Eureka County for June, 1875.....	10,857 92	
Semi-annual settlement of Treasurer of Esmeralda County for June, 1875.....	2,555 94	
Semi-annual settlement of Treasurer of Lincoln County for June, 1875.....	3,939 22	
Semi-annual settlement of Treasurer of Churchill County for June, 1875.....	35 20	
Semi-annual settlement of Treasurer of Lyon County for December, 1875.....	13,223 86	
Semi-annual settlement of Treasurer of Storey County for December, 1875.....	123,472 38	
Semi-annual settlement of Treasurer of Washoe County for December, 1875.....	33,147 80	
Semi-annual settlement of Treasurer of Ormsby County for December, 1875.....	22,557 02	
Semi-annual settlement of Treasurer of Esmeralda County for December, 1875.....	4,706 74	
Semi-annual settlement of Treasurer of Nye County for December, 1875.....	12,246 92	
Semi-annual settlement of Treasurer of Churchill County for December, 1875.....	3,262 21	
Semi-annual settlement of Treasurer of Humboldt County for December, 1875.....	19,743 49	
Semi-annual settlement of Treasurer of Elko County for December, 1875.....	26,454 42	
Semi-annual settlement of Treasurer of Eureka County for December, 1875.....	27,455 68	

Semi-annual settlement of Treasurer of Lincoln County for December, 1875.....	10,004 82
Semi-annual settlement of Treasurer of Douglas County for December, 1875.....	7,536 06
Semi-annual settlement of Treasurer of White Pine County for December, 1875.....	11,893 07
Semi-annual settlement of Treasurer of Lander County for December, 1875.....	14,530 50
Fees of office of Secretary of State.....	2,767 30
Supreme Court docket tax.....	400 00
Sale of attorneys' licenses.....	475 00
Receipts from Prison labor.....	17,480 68
Receipts from Devil's Gate Toll Road.....	468 58
Interest on State bonds belonging to State School Fund.....	9,970 00
Interest on United States bonds.....	15,495 00
Sale of State books.....	57 64
Receipts from sale of goods belonging to new State Prison.....	41 50
Supreme Court Clerk fees.....	599 30
Receipts from escheated estates.....	415 85
Interest on California bonds.....	1,500 00
Conditional land sales in favor of State School Fund.....	\$8,379 07
Conditional land sales in favor of State University Fund.....	323 33
Conditional land sales in favor of State University Fund, 90,000-acre grant.....	18,030 21
Land sales, on application, in favor of State School Fund.....	17,163 53
Land sales, on application, in favor of University Fund.....	380 00
Land sales, on application, in favor of State University Fund, 90,000-acre grant.....	711 57
Land sales, on contract, in favor of State School Fund.....	7,385 65
Land sales, on contract, in favor of University Fund, 90,000-acre grant.....	32 00
Total receipts.....	\$516,274 10
	\$52,405 36

[L]

STATEMENT

Showing disbursements for the year 1875.

ON ACCOUNT OF WHAT DISBURSED.	Coin.	Currency.	Coin.	Currency.
<i>From the General Fund.</i>				
On account of salary of Governor.....	\$7,000 00			
On account of salary of Governor's Private Secretary.....	2,600 00			
		\$9,600 00		
On account of salary of Lieutenant Governor.....			4,300 00	
On account of salary of Secretary of State.....		\$4,200 00		
On account of salary of Deputy Secretary of State.....		3,250 00		
On account of extra clerical hire.....		1,235 47		
On account of copying and indexing laws and journals		1,529 75		
		10,215 22		
On account of salary of State Controller.....		\$4,200 00		
On account of salary of Deputy Controller.....		3,250 00		
On account of extra clerical hire.....		1,405 00		
		8,855 00		
On account of salary of State Treasurer.....		\$4,200 00		
On account of salary of Deputy Treasurer		3,250 00		
On account of extra clerical hire.....		744 00		
		8,194 00		

REPORT OF THE

FOR WHAT DISBURSED.	Coin.	Currency.	Coin.	Currency.
Brought forward.....	\$76,156	64		
On account of enforcement of revenue laws.....	2,695	50		
On account of State printing.....	25,143	20		
On account of storage and transportation of State arms.....	204	00		
On account of stationery, fuel, and lights.....	1,709	83		
On account of current expense account.....	6,539	48		
On account of Nevada Reports.....	4,500	00		
On account of fitting up legislative halls.....	970	25		
On account of deficiency claims, 1874.....	3,904	02		
On account of Prison Fund deficiency claims, 1874.....	3,458	84		
On account of State Prison Library.....	475	38		
On account of improvement of Orphan Home	100	00		
On account of relief of John A. Thacker.....	2,000	00		
On account of relief of Ormsby County.....	2,150	56		
On account of relief of S. T. Swift.....	39	75		
On account of relief of T. J. Edwards.....	221	16		
On account of relief of Matthew Rinkle.....	1,226	00		
On account of relief of C. N. Noteware.....	500	00		
On account of relief of B. H. Meader.....	241	00		
On account of relief of Nancy H. Wilson.....	912	00		
On account of relief of C. A. V. Putnam.....	9	50		
On account of relief of D. G. and W. H. Corbett.....	730	00		
On account of improvement on Capitol grounds	15,773	44		
On account of support of State University.....	6,936	73		
				\$156,879 28

<i>State School Fund.</i>			
On account of salary of Deputy Land Register.....	\$3,250 00		
On account of extra clerical hire.....	2,410 83		
On account of copying township plats	760 00		
On account of money refunded to conditional applicants for land		\$8,359 94	
			6,420 83
			8,359 94
<i>General School Fund.</i>			
On account of apportionment of school moneys to counties.....		33,245 65	
<i>State Interest and Sinking Fund, 1871-2.</i>			
On account of purchasing of State bonds of 1871-2 for canceling.....	\$119,500 00		
On account of premiums on bonds of 1871-2, canceled.....	9,980 00		
On account of purchasing California bonds.....	50,000 00		
On account of interest paid on California bonds.....	1,016 67		
On account of interest on State bonds of 1871-2.....	15,035 04		
On account of New York exchange on interest paid.....	143 92		
On account of expense of purchasing bonds.....	60 00		
			195,735 64
<i>Territorial Interest and Sinking Fund, 1872.</i>			
On account of purchase of United States bonds (\$4,500).....	\$4,585 71		
On account of interest on State bonds, 1872	36,100 00		
On account of New York exchange on interest paid.....	605 86		
			41,291 57
<i>Carried forward.....</i>			
			\$433,572 97
			\$8,359 94

[L]

DISBURSEMENTS FOR THE YEAR 1875—Continued.

FOR WHAT DISBURSED.	Coin.	Currency.	Coin.	Currency.
<i>State Building Fund.</i>				
Brought forward.....			\$433,572 97	
On account of State building expenses (building Prison at Reno).....			41,814 89	
<i>State Library Fund.</i>				
On account of purchase of books for State Library.....	\$5,020 89			
On account of incidental expenses of Library.....	80 00			
			5,100 89	
<i>State Prison Fund.</i>				
On account of salary of Warden of State Prison.....	\$3,250 00			
On account of salary of Deputy Warden of State Prison.....	1,580 00			
On account of guard service of State Prison.....	11,087 99			
On account of supplies for State Prison.....	10,887 45			
On account of meat furnished Prison.....	3,781 11			
On account of materials furnished Prison shoe shops.....	23,681 65			
On account of transporting prisoners to Prison.....	4,149 50			
On account of general expense account of Prison.....	14,154 82			
On account of moneys refunded to conditional applicants for land.....			\$129 98	
				72,572 52
				\$129 98

<i>State Orphan Home Fund.</i>			
On account of salary and labor account of Orphan Home.....	\$5,226 25		
On account of supplies furnished Orphan Home.....	4,191 07		
On account of general expenses of Orphan Home.....	5,124 20		
	<hr/>	14,541 52	
<i>State Indigent Insane Fund.</i>			
On account of care of indigent insane.....	30,238 76		
<i>Judicial Salary Fund.</i>			
On account of salary of Supreme Judges.....	24,499 98		
<i>University Contingent Fund.</i>			
On account of salary of Principal of University.....	\$600 00		
On account of University contingent expense account.....	127 88		
	<hr/>	727 88	
<i>State Legislative Fund, 1875.</i>			
On account of per diem of members of the Senate.....	\$12,610 00		
On account of per diem of members of the Assembly.....	24,120 00		
On account of mileage of members of the Senate.....	4,130 60		
On account of mileage of members of the Assembly.....	8,349 60		
	<hr/>		
Carried forward.....	\$49,210 20		
			623,069 41

[L] DISBURSEMENTS FOR THE YEAR 1875—Continued.

FOR WHAT DISBURSED.	Coin.	Currency.	Coin.	Currency.
Brought forward.....	\$49,210 20	.....	\$623,069 41	\$8,489 82
On account of per diem of attachés of the Senate.....	8,284 00	.....	
On account of per diem of attachés of the Assembly.....	8,823 00	.....	
On account of stationery furnished Senate and Assembly.....	4,500 00	.....	
On account of contingent expenses of the Senate and Assembly.....	9,869 40	.....	
		80,686 60	.....
<i>Centennial Fund.</i>			5,860 00	.....
On account of advance pay to Centennial Commissioners.....				
<i>State University Fund.</i>				
On account of moneys refunded to conditional applicants for land.....				418 80
<i>State University Fund, 90,000-acre grant.</i>				
On account of moneys refunded to conditional applicants for land.....				
			\$709,616 01	\$10,973 97

[M]

STATEMENT

Showing the sale of currency and purchase of same for the year 1875.

STATE TREASURER.

261

	Currency.	Coin.	Discount.
<i>Sale from State School Fund.</i>			
Currency sold.....	\$109 00	\$97 85	.....
Coin realized.....	.....	.....	.....
Discount on currency.....	.....	.....	\$11 15
	\$109 00	\$97 85	\$11 15
<i>Currency purchased from the General Fund.</i>			
Currency purchased.....	\$129 98	\$112 43	.....
Coin paid for currency.....	.....	.....	.....
Premium received in purchase.....	.....	.....	\$17 55
	\$129 96	\$112 43	\$17 55

[N]

STATEMENT

Showing the list of State bonds held as securities for State School Fund, December 31st, 1875.

No. AND AMOUNTS OF BONDS.	Date issued.	Date redeemable.	Date of payment of interest.	Rate of interest.	Amount of bonds.
From No. 2 to 4, inclusive, 3 of \$500 each.....	April 1, 1871....	April 1, 1881....	April 1, 1881....	10 per cent per annum...	\$1,500 00
No. 6 1 of 500	April 1, 1871....	April 1, 1881....	April 1, 1881....	10 per cent per annum...	500 00
From No. 91 to 92, inclusive, 2 of 1,000 each.....	April 1, 1871....	April 1, 1881....	April 1, 1881....	10 per cent per annum...	2,000 00
From No. 130 to 134, inclusive, 5 of 1,000 each.....	April 1, 1871....	April 1, 1881....	April 1, 1881....	10 per cent per annum...	5,000 00
From No. 181 to 187, inclusive, 7 of 1,000 each.....	April 1, 1871....	April 1, 1881....	April 1, 1881....	10 per cent per annum...	7,000 00
From No. 192 to 197, inclusive, 6 of 100 each.....	April 1, 1871....	April 1, 1881....	April 1, 1881....	10 per cent per annum...	600 00
From No. 200 to 213, inclusive, 14 of 100 each.....	April 1, 1871....	April 1, 1881....	April 1, 1881....	10 per cent per annum...	1,400 00
					\$18,000 00
No. 225 1 of 1,000	March 1, 1872.	March 1, 1882.	September 1, 1882.	9½ per cent per annum.	1,000 00
No. 233 1 of 1,000	March 1, 1872.	March 1, 1882.	September 1, 1882.	9½ per cent per annum.	1,000 00
No. 242 1 of 1,000	March 1, 1872.	March 1, 1882.	September 1, 1882.	9½ per cent per annum.	1,000 00
From No. 246 to 248, inclusive, 3 of 1,000 each.....	March 1, 1872.	March 1, 1882.	September 1, 1882.	9½ per cent per annum.	3,000 00
From No. 250 to 151, inclusive, 2 of 1,000 each.....	March 1, 1872.	March 1, 1882.	September 1, 1882.	9½ per cent per annum.	2,000 00
From No. 254 to 258, inclusive, 6 of 1,000 each.....	March 1, 1872.	March 1, 1882.	September 1, 1882.	9½ per cent per annum.	6,000 00
No. 263 1 of 1,000	March 1, 1872.	March 1, 1882.	September 1, 1882.	9½ per cent per annum.	1,000 00
From No. 265 to 296, inclusive, 32 or 1,000 each.....	March 1, 1872.	March 1, 1882.	September 1, 1882.	9½ per cent per annum.	32,000 00
From No. 297 to 369, inclusive, 73 of 500 each.....	March 1, 1872.	March 1, 1882.	September 1, 1882.	9½ per cent per annum.	36,500 00
From No. 374 to 378, inclusive, 5 of 500 each.....	March 1, 1872.	March 1, 1882.	September 1, 1882.	9½ per cent per annum...	2,500 00
Total					\$104,000 00
Accrued interest on ten (10) per cent bonds to December 31st, 1875.....					\$450 00
Accrued interest on nine and a half (9½) per cent bonds to December 31st, 1875.....					2,723 33
					\$3,173 33

[O]

STATEMENT

Showing list of State bonds outstanding December 31st, 1875.

NUMBERS AND VALUE.	Date issued.	Date redeemable.	Date of payment of interest.	Rate of interest.	Amount of bonds.
No. 1	1 of \$500.....	April 1, 1871....	April 1, 1881....	October 1.....	\$500 00
No. 5	1 of 500.....	April 1, 1871....	April 1, 1881....	October 1.....	500 00
From No. 55 to 60, inclusive,	26 of 500 each.....	April 1, 1871....	April 1, 1881....	October 1.....	13,000 00
From No. 99 to 118, inclusive,	20 of 1,000 each.....	April 1, 1871....	April 1, 1881....	October 1.....	20,000 00
From No. 135 to 156, inclusive,	22 of 1,000 each.....	April 1, 1871....	April 1, 1881....	October 1.....	22,000 00
No. 199	1 of 100.....	April 1, 1871....	April 1, 1881....	October 1.....	100 00
From No. 214 to 217, inclusive,	4 of 100 each.....	April 1, 1871....	April 1, 1881....	October 1.....	400 00
From No. 1 to 380, inclusive, 380 of 1,000 each.....	March 1, 1872..	March 1, 1887..	September 1...	10 per cent per annum...	\$436,500 00
					\$436,500 00

STATE TREASURER.

[P]

STATEMENT

Showing a list of United States bonds held as securities for the following State Funds.

STATE SCHOOL FUND.

Number and value of bonds.	Title of loan.	Authorizing Act.	When redeemable.	Interest, when payable.	Rate of interest.	Amount of bonds.
No. 30,886, (B), registered.....	5-20s of 1865..	March 3, 1865..	July 1, 1870..	July 1, 1885..	July 1..	\$1,000 00
No. 8,455, (A), registered.....	5-20s of 1865..	March 3, 1865..	July 1, 1870..	July 1, 1885..	July 1..	5,000 00
No. 16,775 to 16,788, inclusive, of \$10,000 each, (D), registered.....	5-20s of 1865..	March 3, 1865..	July 1, 1870..	July 1, 1885..	July 1..	140,000 00
						\$146,000 00

STATE INTEREST AND SINKING FUND, 1871-2.

Number and value of bonds.	Title of loan.	Authorizing Act.	When redeemable.	Interest, when payable.	Rate of interest.	Amount of bonds.
No. 15,789 to 15,798, of \$10,000 each, (D), registered	5-20s of 1865..	March 3, 1865..	July 1, 1870..	July 1, 1885..	July 1..	\$100,000 00

STATEMENT SHOWING LIST OF UNITED STATES BONDS—Continued.

STATE UNIVERSITY FUND.

STATE TREASURER.

Number and value of bonds.	Title of loan.	Authorizing Act.	When redeemable.	When payable.	Interest, when payable.	Rate of interest.	Amount of bonds.
No. 15,799 of \$10,000 (D), registered..	5-20s of 1865.	March 3, 1865..	July 1, 1870...	July 1, 1885....	Jan. 1.	July 1.	6 p. ct. per annum.

TERRITORIAL INTEREST AND SINKING FUND, 1872.

[Q]

STATEMENT

Showing list of California State bonds held as securities for the State Interest and Sinking Fund, 1871-2.

Number and value of bonds.	Title of loan.	Authorizing Act.	When redeemable.	When payable.	Interest, when payable.	Rate of interest.	Amount of bonds.
No. 2,218 to 2,216, inclusive, 4 of \$1,000 each, coupon bonds.....	5-20s of 1873.	April 2, 1870...	Jan. 2, 1878.....	Jan. 2, 1893.....	Jan. 2..	6 p. ct. per annum.	\$4,000 00
No. 2,218 to 2,232, inclusive, 15 of \$1,000 each, coupon bonds.....	5-20s of 1873.	April 2, 1870...	Jan. 2, 1878.....	Jan. 2, 1893.....	Jan. 2..	6 p. ct. per annum.	15,000 00
No. 2,238, 1 of \$1,000, coupon bond.	5-20s of 1873.	April 2, 1870...	Jan. 2, 1878.....	Jan. 2, 1893.....	Jan. 2..	6 p. ct. per annum.	1,000 00
No. 2,244 to 2,250, inclusive, 7 of \$1,000 each, coupon bonds.....	5-20s of 1873.	April 2, 1870...	Jan. 2, 1878.....	Jan. 2, 1893.....	Jan. 2..	6 p. ct. per annum.	7,000 00
No. 2,446, 1 of \$1,000, coupon bond.	5-20s of 1873.	April 2, 1870...	Jan. 2, 1878.....	Jan. 2, 1893.....	Jan. 2..	6 p. ct. per annum.	1,000 00
No. 2,456 to 2,457, inclusive, 2 of \$1,000 each, coupon bonds.....	5-20s of 1873.	April 2, 1870...	Jan. 2, 1878.....	Jan. 2, 1893.....	Jan. 2..	6 p. ct. per annum.	2,000 00
No. 2,461 to 2,465, inclusive, 6 of \$1,000 each, coupon bonds.....	5-20s of 1873.	April 2, 1870...	Jan. 2, 1878.....	Jan. 2, 1893.....	Jan. 2..	6 p. ct. per annum.	5,000 00
No. 2,467 to 2,470, inclusive, 4 of \$1,000 each, coupon bonds.....	5-20s of 1873.	April 2, 1870...	Jan. 2, 1878.....	Jan. 2, 1893.....	Jan. 2..	6 p. ct. per annum.	4,000 00
No. 2,482, 1 of \$1,000, coupon bond.	5-20s of 1873.	April 2, 1870...	Jan. 2, 1878.....	Jan. 2, 1893.....	Jan. 2..	6 p. ct. per annum.	1,000 00
No. 2,497 to 2,498, inclusive, 2 of \$1,000 each, coupon bonds.....	5-20s of 1873.	April 2, 1870...	Jan. 2, 1878.....	Jan. 2, 1893.....	Jan. 2..	6 p. ct. per annum.	2,000 00
No. 2,500, 1 of \$1,000, coupon bond.	5-20s of 1873.	April 2, 1870...	Jan. 2, 1878.....	Jan. 2, 1893.....	Jan. 2..	6 p. ct. per annum.	1,000 00
No. 2,551 to 2,557, inclusive, 7 of \$1,000 each, coupon bonds.....	5-20s of 1873.	April 2, 1870...	Jan. 2, 1878.....	Jan. 2, 1893.....	Jan. 2..	6 p. ct. per annum.	7,000 00
<i>Accrued interest on the above bonds December 31st, 1875.....</i>							<i>\$50,000 00</i>
							<i>\$1,500 00</i>

[R]

STATEMENT

Showing list of State Bonds of 1871-2 purchased and canceled during the year 1875.

STATE TREASURER.

267

Number and value of bonds.	Date issued.	Date redeemable.	Date of payment of interest.	Rate of interest.	Amount of bonds.
No. 7 to 34, inclusive, 28 of \$500 each.....	April 1, 1871...	April 1, 1881...	October 1....	10 per cent per annum...	\$14,000 00
No. 61 to 90, inclusive, 30 of 1,000 each.....	April 1, 1871...	April 1, 1881...	October 1....	10 per cent per annum...	30,000 00
No. 93 to 98, inclusive, 6 of 1,000 each.....	April 1, 1871...	April 1, 1881...	October 1....	10 per cent per annum...	6,000 00
No. 119 to 129, inclusive, 11 of 1,000 each.....	April 1, 1871...	April 1, 1881...	October 1....	10 per cent per annum...	11,000 00
No. 157 to 180, inclusive, 24 of 1,000 each.....	April 1, 1871...	April 1, 1881...	October 1....	10 per cent per annum...	24,000 00
No. 188 to 191, inclusive, 4 of 100 each.....	April 1, 1871...	April 1, 1881...	October 1....	10 per cent per annum...	400 00
No. 198.....1 of 100	April 1, 1871...	April 1, 1881...	October 1....	10 per cent per annum...	100 00
					\$36,500 00
No. 218 to 224, inclusive, 7 of 1,000 each.....	March 1, 1872...	March 1, 1882...	September 1...	9½ per cent per annum...	7,000 00
No. 226 to 232, inclusive, 7 of 1,000 each.....	March 1, 1872...	March 1, 1882...	March 1...	9½ per cent per annum...	7,000 00
No. 234 to 241, inclusive, 8 of 1,000 each.....	March 1, 1872...	March 1, 1882...	March 1...	9½ per cent per annum...	8,000 00
No. 243 to 245, inclusive, 3 of 1,000 each.....	March 1, 1872...	March 1, 1882...	March 1...	9½ per cent per annum...	3,000 00
No. 249.....1 of 1,000	March 1, 1872...	March 1, 1882...	September 1...	9½ per cent per annum...	1,000 00
No. 252 to 253, inclusive, 2 of 1,000 each.....	March 1, 1872...	March 1, 1882...	March 1...	9½ per cent per annum...	2,000 00
No. 260 to 262, inclusive, 3 of 1,000 each.....	March 1, 1872...	March 1, 1882...	March 1...	9½ per cent per annum...	3,000 00
No. 284.....1 of 1,000	March 1, 1872...	March 1, 1882...	September 1...	9½ per cent per annum...	1,000 00
No. 370 to 373, inclusive, 4 of 500 each.....	March 1, 1872...	March 1, 1882...	March 1...	9½ per cent per annum...	2,000 00
					\$119,500 00

EXHIBIT "S"

Showing the transactions of the different Funds.

GENERAL FUND.

Dr.

	Coin.	Currency.
To balance on hand January 1st, 1875.....	\$322,335 58	.....
To receipts from escheated estates	415 85	.....
To receipts from sale of goods at new Prison...	41 50	.....
To sale of compiled laws	208 00	.....
To currency bought.....	.....	\$129 98
To receipts from counties on June, 1875, set- tlement.....	108,136 35	.....
To transfer from Legislative Fund, 1875.....	9,313 40	.....
To Supreme Court Clerk fees.....	599 30	.....
To receipts from counties on December, 1875, settlement.....	203,238 21	.....
	\$644,288 19	\$129 98
To balance on hand December 31st, 1875.....	\$89,340 46	.....

STATE SCHOOL FUND.

Dr.

	Coin.	Currency.
To balance on hand January 1st, 1875.....	\$10,315 20	\$13,265 84
To sale of State land.....	.....	32,928 25
To coin from sale of currency.....	97 85	.....
To transfer from Special Land Fund.....	.....	1,782 70
To receipts from Devil's Gate Toll Road.....	468 58	.....
To receipts from counties on June, 1875, set- tlement.....	2,072 60	.....
To receipts from counties on December, 1875, settlement.....	2,207 16	.....
	\$15,161 39	\$47,976 79
To balance on hand December 31st, 1875.....	\$8,740 56	\$39,507 85

EXHIBIT "S."

Showing the transactions of the different Funds.

GENERAL FUND.

Cr.

	Coin.	Currency.
By transfer to Legislative Fund, 1875.....	\$90,000 00	.....
By warrants paid and returned to State Con- troller.....	156,879 28	.....
By transfer to State Interest and Sinking Fund, 1871-2.....	190,000 00	.....
By transfer to State Orphan Home Fund.....	14,541 52	.....
By transfer to State Indigent Insane Fund.....	30,238 76	.....
By transfer to Judicial Salary Fund.....	20,600 00	.....
By transfer to State Prison Fund.....	46,715 74	\$129 98
By transfer to Centennial Fund.....	5,860 00	.....
By coin paid for currency.....	112 43	.....
By balance on hand December 31st, 1875.....	89,340 46	.....
	\$644,288 19	\$129 98

STATE SCHOOL FUND.

Cr.

	Coin.	Currency.
By currency sold.....	.....	\$109 00
By warrants paid and returned to State Con- troller.....	\$6,420 83	8,359 94
By balance on hand December 31st, 1875.....	8,740 56	39,507 85
	\$15,161 39	\$47,976 79

EXHIBIT "S"—Continued.

GENERAL SCHOOL FUND.

Dr.

	Coin.
To balance on hand January 1st, 1875.....	\$19,820 89
To interest on United States bonds.....	8,760 00
To interest on State bonds.....	9,970 00
To receipts from counties on June, 1875, settlement.....	5,084 37
To receipts from counties on December, 1875, settlement...	18,407 85
	<hr/> \$62,043 11 <hr/>
To balance on hand December 31st, 1875.....	\$28,069 58

STATE INTEREST AND SINKING FUND—1871-2.

Dr.

	Coin.
To balance on hand January 1st, 1875.....	\$1,152 80
To interest on United States bonds.....	6,000 00
To transfer from General Fund.....	190,000 00
To interest on California bonds.....	1,500 00
To receipts from counties on June, 1875, settlement.....	3,504 52
To receipts from counties on December, 1875, settlement...	13,152 40
	<hr/> \$215,309 72 <hr/>
To balance on hand December 31st, 1875.....	\$19,574 08

EXHIBIT "S"—Continued.

GENERAL SCHOOL FUND.

Cr.

	Coin.
By transfer to University Contingent Fund.....	\$727 88
By warrants paid and returned to State Controller.....	33,245 65
By balance on hand December 31st, 1875.....	28,069 58
	<hr/>
	\$62,043 11
	<hr/>

STATE INTEREST AND SINKING FUND, 1871-2.

Cr.

	Coin.
By warrants paid and returned to State Controller.....	\$195,735 64
By balance on hand December 31st, 1875.....	19,574 08
	<hr/>
	\$215,309 72
	<hr/>

EXHIBIT "S"—Continued.

TERRITORIAL INTEREST AND SINKING FUND, 1872.

Dr.

	Coin.
To balance on hand January 1st, 1875.....	\$66,284 77
To interest on United States bonds.....	135 00
To receipts from counties on June, 1875, settlement.....	2,408 93
To receipts from counties on December, 1875, settlement...	58,203 78
	<hr/>
	\$127,032 48
	<hr/>
To balance on hand December 31st, 1875.....	\$85,740 91

STATE PRISON FUND.

Dr.

	Coin.	Currency.
To balance on hand January 1st, 1875.....	\$8,376 10	.....
To receipts from Prison labor.....	17,480 68	.....
To transfer from General Fund.....	46,715 74	\$129 98
	<hr/>	<hr/>
	\$72,572 52	\$129 98
	<hr/>	<hr/>

EXHIBIT "S"—Continued.

TERRITORIAL INTEREST AND SINKING FUND, 1872.

Cr.

	Coin.
By purchase of United States bonds.....	\$4,585 71
By warrants paid and returned to State Controller.....	36,705 86
By balance on hand December 31st, 1875.....	85,740 91
	<hr/>
	\$127,032 48
	<hr/> <hr/>

STATE PRISON FUND.

Cr.

	Coin.	Currency.
By warrants paid and returned to State Controller	\$72,572 52	\$129 98
	<hr/>	<hr/>
	\$72,572 52	\$129 98
	<hr/> <hr/>	<hr/> <hr/>

EXHIBIT "S"—Continued.

STATE ORPHAN HOME FUND.

Dr.

	Coin.
To transfer from General Fund	\$14,541 52

STATE INDIGENT INSANE FUND.

Dr.

	Coin.
To transfer from General Fund	\$30,238 76

LEGISLATIVE FUND, 1875.

Dr.

	Coin.
To transfer from General Fund	\$90,000 00
	<hr/> \$90,000 00

EXHIBIT "S"—Continued.

STATE ORPHAN HOME FUND.

Cr.

	Coin.
By warrants paid and returned to State Controller.....	\$14,541 52

STATE INDIGENT INSANE FUND.

Cr.

	Coin.
By warrants paid and returned to State Controller.....	\$30,238 76

LEGISLATIVE FUND, 1875.¹

Cr.

	Coin.
By warrants paid and returned to State Controller.....	\$80,686 60
By transfer to General Fund.....	9,313 40
	\$90,000 00

REPORT OF THE

EXHIBIT "S"—Continued.

UNIVERSITY CONTINGENT FUND.

Dr.

	Coin.
To transfer from General Fund	\$727 88

CENTENNIAL FUND.

Dr.

	Coin.
To transfer from General Fund	\$5,860 00

JUDICIAL SALARY FUND.

Dr.

	Coin.
To balance on hand January 1st, 1875	\$5,250 00
To Supreme Court docket tax	400 00
To transfer from General Fund	20,600 00
	\$26,250 00
=====	=====
To balance on hand December 31st, 1875.....	\$1,750 02

EXHIBIT "S"—Continued.

UNIVERSITY CONTINGENT FUND.

Cr.

	Coin.
By warrants paid and returned to State Controller.....	\$727 88

CENTENNIAL FUND.

Cr.

	Coin.
By warrants paid and returned to State Controller.....	\$5,860 00

JUDICIAL SALARY FUND.

Cr.

	Coin.
By warrants paid and returned to State Controller.....	\$24,499 98
By balance on hand December 31st, 1875.....	1,750 02
	\$26,250 00

EXHIBIT "S"—Continued.

SPECIAL LAND FUND.

Dr.

	Currency.
To balance on hand January 1st, 1875.....	\$1,782 70

SOLDIERS' FUND.

Dr.

	Coin.
To balance on hand January 1st, 1875.....	\$8 38

LEGISLATIVE FUND, 1871.

Dr.

	Coin.
To balance on hand January 1st, 1875.....	\$5 00

EXHIBIT "S"—Continued.

SPECIAL LAND FUND.

Cr.

	Currency.
By transfer to State School Fund.....	\$1,782 70

SOLDIERS' FUND.

Cr.

	Coin.
.....

LEGISLATIVE FUND, 1871.

Cr.

	Coin.
.....

EXHIBIT "S"—Continued.

STATE CAPITOL FUND.

Dr.

	Coin.
To balance January 1st, 1875.....	\$49 66

STATE BUILDING FUND.

Dr.

	Coin.	Currency.
To balance on hand January 1st, 1875.....	\$34,172 35	\$250 00
To receipts from counties on June, 1875, settlement	9,161 51	.....
To receipts from counties on December, 1875, settlement	41,025 57	.....
	<hr/>	<hr/>
	\$84,359 43	\$250 00
	<hr/>	<hr/>
To balance on hand December 31st, 1875.....	\$42,544 54	\$250 00
	<hr/>	<hr/>

STATE LIBRARY FUND.

Dr.

	Coin.
To balance on hand January 1st, 1875.....	\$5,331 84
To sale of State books.....	53 14
To fees of office of Secretary of State	2,563 80
To sale of attorney licenses.....	475 00
	<hr/>
	\$8,423 78
	<hr/>
To balance on hand December 31st, 1875.....	\$3,322 89
	<hr/>

EXHIBIT "S"—Continued.

STATE CAPITOL FUND.

Cr.

	Coin.
.....
.....

STATE BUILDING FUND.

Cr.

	Coin.	Currency.
By warrants paid and returned to State Controller	\$41,814 89	.....
By balance on hand December 31st, 1875.....	42,544 54	\$250 00
	<hr/>	<hr/>
	\$84,359 43	\$250 00
	<hr/>	<hr/>

STATE LIBRARY FUND.

Cr.

	Coin.
By warrants paid and returned to State Controller.....	\$5,100 89
By balance on hand December 31st, 1875.....	3,322 89
	<hr/>
	\$8,423 78
	<hr/>

EXHIBIT "S"—Continued.

STATE UNIVERSITY FUND.

Dr.

	Coin.	Currency.
To balance on hand January 1st, 1875.....	\$51 31	\$3,211 79
To land sales	703 33	
To interest on United States bonds.....	600 00	.....
	\$651 31	\$3,915 12
To balance on hand December 31st, 1875.....	\$651 31	\$3,496 32

STATE UNIVERSITY FUND, 90,000-ACRE GRANT.

Dr.

	Coin.	Currency.
To balance on hand January 1st, 1875.....	\$16,023 19	\$11,029 81
To receipts from sale of land.....	18,773 78	
	\$16,023 19	\$29,803 59
To balance on hand December 31st, 1875.....	\$16,023 19	\$27,738 34

EXHIBIT "S"—Continued.

STATE UNIVERSITY FUND.

Cr.

	Coin.	Currency.
By warrants paid and returned to State Con-		
troller.....	.....	\$418 80
By balance on hand December 31st, 1875.....	\$651 31	3,496 32
	<hr/>	<hr/>
	\$651 31	\$3,915 12
	<hr/>	<hr/>

STATE UNIVERSITY FUND, 90,000-ACRE GRANT.

Cr.

	Coin.	Currency.
By warrants paid and returned to State Con-		
troller .....	.....	\$2,065 25
By balance on hand December 31st, 1875.....	\$16,023 19	27,738 34
	<hr/>	<hr/>
	\$16,023 19	\$29,803 59
	<hr/>	<hr/>

STATEMENT

Showing assets and liabilities December 31st, 1875.

REPORT OF THE

	Coin.	Currency.	Grand Totals.
<i>Assets.</i>			
State bonds issued April 1st, 1871, purchased and held as securities for the State School Fund.....	\$18,000 00		
State School Fund.....	450 00		
Accrued interest on the same.....			
State bonds issued March 1st, 1872, purchased and held as securities for the State School Fund.....	86,000 00		
State School Fund.....	2,723 33		
Accrued interest on the same.....			
United States bonds purchased and held as securities for the State School Fund.....	146,000 00		
United States bonds purchased and held as securities for the State Interest and Sinking Fund, 1871-2.....	4,380 00		
Accrued interest on the same.....			
United States bonds purchased and held as securities for the State University Fund.....	100,000 00		
United States bonds purchased and held as securities for the State University Fund.....	3,000 00		
Accrued interest on the same.....			
California State bonds purchased and held as securities for the State Interest and Sinking Fund, 1871-2.....	50,000 00		
Accrued interest on the same.....	1,500 00		
United States bonds purchased and held as securities for the Territorial Interest and Sinking Fund, 1872.....	4,500 00		
Accrued interest on the same.....	135 00		
Cash on hand in the different funds.....	295,820 68	\$10,992 61	
			\$793,801 42

Liabilities.

State bonds issued April 1st, 1871, redeemable in ten years.....	\$74,500 00
Accrued interest on the same.....	1,862 50
State bonds issued March 1st, 1872, redeemable in ten years.....	86,000 00
Accrued interest on the same.....	2,723 33
State bonds issued March 1st, 1872, redeemable in fifteen years..	380,000 00
Accrued interest on the same.....	12,033 33
State warrants outstanding December 31st, 1875.....	46,663 74
	<u>\$502 74</u>
	<u>\$604,285 64</u>



ANNUAL REPORT OF THE STATE TREASURER

TO THE

GOVERNOR OF THE STATE OF NEVADA,

FOR

THE YEAR 1876.



CONTENTS.

EXHIBIT A.

Showing balance on hand December thirty-first, eighteen hundred and seventy-five, and to what fund apportioned.

EXHIBIT B.

Showing total funded debt of the State December thirty-first, eighteen hundred and seventy-five.

EXHIBIT C.

Showing list of United States bonds held as securities December thirty-first, eighteen hundred and seventy-five.

EXHIBIT D.

Showing list of California State bonds held as securities December thirty-first, eighteen hundred and seventy-five.

EXHIBIT E.

Showing date of registration of outstanding warrants December thirty-first, eighteen hundred and seventy-five.

EXHIBIT F.

Showing assets and liabilities December thirty-first, eighteen hundred and seventy-five.

EXHIBIT G.

Showing balances January first and December thirty-first, eighteen hundred and seventy-six, sale of currency, receipts and disbursements for the year, and apportionment of balance December thirty-first, eighteen hundred and seventy-six.

EXHIBIT H.

Showing disbursements from the different funds, total receipts, and balances at the beginning and close of the year eighteen hundred and seventy-six.

EXHIBIT I.

Showing the receipts for the year eighteen hundred and seventy-six.

EXHIBIT J.

Showing apportionment of receipts for the year eighteen hundred and seventy-six.

EXHIBIT K.

Showing sales of currency for the year eighteen hundred and seventy-six.

EXHIBIT L.

Showing transfers made during the year eighteen hundred and seventy-six.

EXHIBIT M.

Showing disbursements for the year eighteen hundred and seventy-six.

EXHIBIT N.

Showing transactions in the different Fund Warrant accounts for the year eighteen hundred and seventy-six.

EXHIBIT O.

Showing date of registration of outstanding warrants, December thirty-first, eighteen hundred and seventy-six.

EXHIBIT P.

Showing State bonds of eighteen hundred and seventy-one purchased and canceled during the year eighteen hundred and seventy-six.

EXHIBIT Q.

Showing outstanding State bonds December thirty-first, eighteen hundred and seventy-six.

EXHIBIT R.

Showing bonds held as securities for the different Funds December thirty-first, eighteen hundred and seventy-six.

EXHIBIT S.

Showing total and net bonded debt of the State December thirty-first, eighteen hundred and seventy-six.

EXHIBIT T.

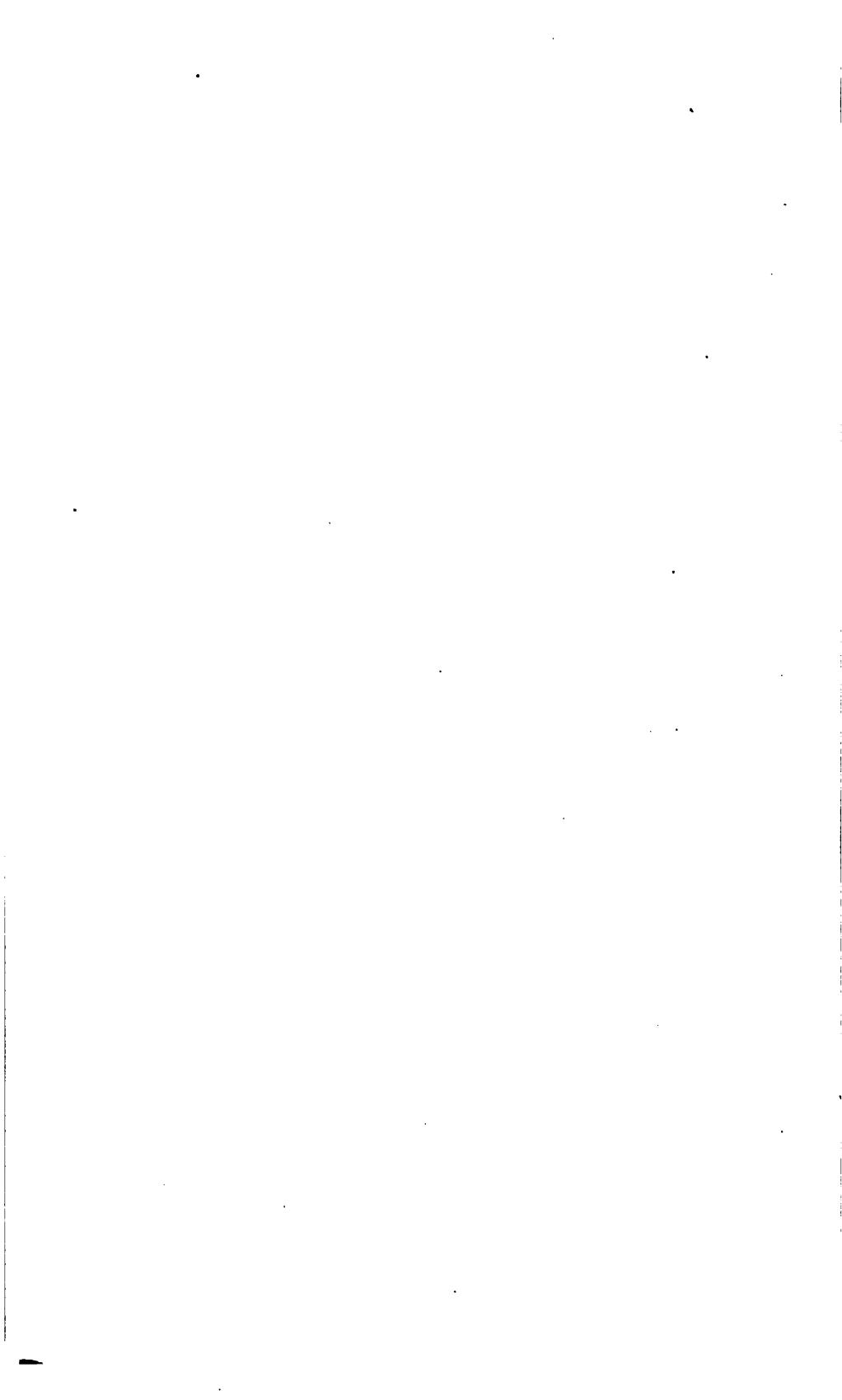
Showing the transactions of the different Funds for the year eighteen hundred and seventy-six.

EXHIBIT U.

Showing the assets and liabilities of the Funds December thirty-first, eighteen hundred and seventy-six.

EXHIBIT V.

Showing the disposition made of the appropriation for extra clerical hire for State Treasurer's office for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six.



REPORT OF STATE TREASURER.

TREASURY DEPARTMENT OF THE STATE OF NEVADA, }
CARSON, December 31st, 1876. }

To His Excellency,

L. R. BRADLEY,

Governor of the State of Nevada:

SIR: In obedience to the requirements of law, I have the honor to herewith submit my annual report of the receipts and disbursements, with such other information as may be necessary for a full and complete understanding of the transactions of this department, for the fiscal year ending December thirty-first, eighteen hundred and seventy-six.

Respectfully submitted.

JERRY SCHOOLING.

State Treasurer.

[A]

STATEMENT

Showing balance on hand December 31st, 1875, and to what Fund apportioned.

	Coin.	Currency.
Balance on hand December 31st, as shown by report for 1875.....	\$295,820 58	\$70,992 51
<i>Apportioned as follows:</i>		
To the General Fund.....	\$89,340 46	
To the State School Fund.....	8,740 56	\$39,507 85
To the General School Fund.....	28,069 58	
To the State Interest and Sinking Fund, 1871-2.....	19,574 08	
To the Territorial Interest and Sinking Fund, 1872.....	85,740 91	
To the State Capitol Fund.....	49 66	
To the State Building Fund.....	42,544 54	250 00
To the State Library Fund.....	3,322 89	
To the State University Fund.....	651 31	3,496 32
To the University Fund (90,000-acre grant).....	16,023 19	27,738 34
To the Soldiers' Fund.....	8 38	
To the Legislative Fund, 1871.....	5 00	
To the Judicial Salary Fund.....	1,750 02	
Totals	\$295,820 58	\$70,992 51

STATE TREASURER.

[B]

STATEMENT

Showing total funded debt of the State, December 31st, 1875; also, date of issuance of bonds, date redeemable, rate of interest, and date of payment of interest.

NEVADA STATE BONDS.	Date issued.	Date redeemable.	Rate of interest.	Date of payment of interest.	Amount of bonds.
State bonds belonging to the State School Fund.....	April 1st, 1871...	April 1st, 1881...	10 per cent. per annum..	April 1, Oct. 1..	\$18,000
State bonds outstanding.....	April 1st, 1871...	April 1st, 1881...	10 per cent. per annum..	April 1, Oct. 1..	56,500
State bonds belonging to the State School Fund.....	March 1st, 1872...	March 1st, 1882...	9½ per cent. per annum..	Mar. 1, Sept. 1..	86,000
State bonds outstanding.....	March 1st, 1872...	March 1st, 1887...	9½ per cent. per annum..	Mar. 1, Sept. 1..	380,000
					\$540,500

[C]

STATEMENT

Showing a list of United States bonds held as securities for State Funds, December 31st, 1875.

Description of bonds.	Title of loan.	Authorizing Act.	When redeemable.	When payable.	Interest, when payable.	Rate of interest.	Amount of bonds.
Number 8,455 (A), belonging to the State School Fund	5-20s of 1865.	March 3, 1865	July 1, 1870....	July 1, 1885....	January 1, July 1	Six per ct. per ann.	\$5,000 00
Number 30,986 (B), belonging to the State School Fund.....	5-20s of 1865.	March 3, 1865	July 1, 1870....	July 1, 1885....	January 1, July 1	Six per ct. per ann.	1,000 00
Number 15,775 to 15,788 inclusive (D), belonging to the State School Fund, of \$10,000 each	5-20s of 1865.	March 3, 1865	July 1, 1870....	July 1, 1885....	January 1, July 1	Six per ct. per ann.	140,000 00
Number 15,789 to 15,798 inclusive (D), belonging to the State Interest and Sinking Fund of 1871-2, of \$10,000 each	5-20s of 1865.	March 3, 1865	July 1, 1870....	July 1, 1885....	January 1, July 1	Six per ct. per ann.	100,000 00
Number 15,799 (D), belonging to the State University Fund.....	5-20s of 1865.	March 3, 1865	July 1, 1870....	July 1, 1885....	January 1, July 1	Six per ct. per ann.	10,000 00
Number 36,698 (B), belonging to the Territorial Interest and Sinking Fund, 1872, coupon bond	5-20s of 1865.	March 3, 1865	July 1, 1870....	July 1, 1885....	January 1, July 1	Six per ct. per ann.	1,000 00
Number 55,415 (A), belonging to the Territorial Interest and Sinking Fund, 1872, coupon bond	5-20s of 1865.	March 3, 1865	July 1, 1870....	July 1, 1885....	January 1, July 1	Six per ct. per ann.	500 00
Number 139,852 (K), belonging to the Territorial Interest and Sinking Fund, 1872, coupon bond	5-20s of 1865.	March 3, 1865	July 1, 1872....	July 1, 1887....	January 1, July 1	Six per ct. per ann.	1,000 00

Number 17,852 (A), belonging to the Territorial Interest and Sinking Fund, 1872, coupon bond	5-20s of 1865..	March 3, 1865	July 1, 1873.....	July 1, 1888...	January 1, July 1 Six per ct. per ann.	1,000 00
Number 22,289 (N), belonging to the Territorial Interest and Sinking Fund, 1872, coupon bond	5-20s of 1865..	March 3, 1865	July 1, 1873.....	July 1, 1888...	January 1, July 1 Six per ct. per ann.	1,000 00

D]

STATEMENT

Showing a list of California State bonds held as securities for the State Interest and Sinking Fund, 1871-2.

Number and value of bonds.	Title of loan.	Authorizing Act.	When redeemable.	When payable.	Interest, when payable.	Rate of interest.	Amount of bonds.
No. 2213 to 2216, inclusive, 4 of \$1,000 each, coupon bonds.....	5-20s of 1873..	April 2, 1870..	January 2, 1878..	January 2, 1893..	January 2, 1893..	Six per ct. per ann.	\$4,000 00
No. 2218 to 2222, inclusive, 15 of \$1,000 each, coupon bonds..	5-20s of 1873..	April 2, 1870..	January 2, 1878..	January 2, 1893..	January 2, 1893..	Six per ct. per ann.	15,000 00
No. 2238, 1 of \$1,000, coupon bond	5-20s of 1873..	April 2, 1870..	January 2, 1878..	January 2, 1893..	January 2, 1893..	Six per ct. per ann.	1,000 00
No. 2244 to 2250, inclusive, 7 of \$1,000 each, coupon bonds.....	5-20s of 1873..	April 2, 1870..	January 2, 1878..	January 2, 1893..	January 2, 1893..	Six per ct. per ann.	7,000 00
No. 2246, 1 of \$1,000, coupon bond	5-20s of 1873..	April 2, 1870..	January 2, 1878..	January 2, 1893..	January 2, 1893..	Six per ct. per ann.	1,000 00
No. 2456 to 2457, inclusive, 2 of \$1,000 each, coupon bonds.....	5-20s of 1873..	April 2, 1870..	January 2, 1878..	January 2, 1893..	January 2, 1893..	Six per ct. per ann.	2,000 00
No. 2461 to 2465, inclusive, 5 of \$1,000 each, coupon bonds.....	5-20s of 1873..	April 2, 1870..	January 2, 1878..	January 2, 1893..	January 2, 1893..	Six per ct. per ann.	5,000 00
No. 2467 to 2470, inclusive, 4 of \$1,000 each, coupon bonds.....	5-20s of 1873..	April 2, 1870..	January 2, 1878..	January 2, 1893..	January 2, 1893..	Six per ct. per ann.	4,000 00
No. 2482, 1 of \$1,000, coupon bond	5-20s of 1873..	April 2, 1870..	January 2, 1878..	January 2, 1893..	January 2, 1893..	Six per ct. per ann.	1,000 00
No. 2497 to 2498, inclusive, 2 of \$1,000 each, coupon bonds.....	5-20s of 1873..	April 2, 1870..	January 2, 1878..	January 2, 1893..	January 2, 1893..	Six per ct. per ann.	2,000 00
No. 2500, 1 of \$1,000, coupon bond	5-20s of 1873..	April 2, 1870..	January 2, 1878..	January 2, 1893..	January 2, 1893..	Six per ct. per ann.	1,000 00
No. 2551 to 2557, inclusive, 7 of \$1,000 each, coupon bonds.....	5-20s of 1873..	April 2, 1870..	January 2, 1878..	January 2, 1893..	January 2, 1893..	Six per ct. per ann.	7,000 00

STATEMENT

Showing the date of registration of outstanding Warrants December 31st, 1875.

STATE TREASURER.

UPON WHAT FUND DRAWN.	Years of regis- tration.	Coin.	Currency.
State Prison Fund.....	1871	\$59 66	
State Legislative Fund.....	1871	5 00	
State Capitol Fund.....	1871	49 66	
State Prison Fund.....	1872	46 66	
State Prison Fund.....	1873	71 25	
State Prison Fund.....	1874	10 00	
University Contingent Fund.....	1874	16 00	
State School Fund.....	1874	\$50 00	
General Fund.....	1875	4,790 15	
State Prison Fund.....	1875	875 91	
State Orphan Home Fund.....	1875	259 53	
Indigent Insane Fund.....	1875	2,407 50	
State School Fund.....	1875	250 00	
General School Fund.....	1875	4,019 15	
State University Fund.....	1875	.....
State University Fund, 90,000 acre grant.....	1875	.....
State Interest and Sinking Fund, 1871-2.....	1875	32,053 25	
Judicial Salary Fund.....	1875	1,750 02	
		\$46,663 74	\$502 74

STATEMENT

Showing Assets and Liabilities, December 31st, 1875.

REPORT OF THE

	Coin.	Currency.	Grand Totals.
ASSETS.			
State bonds issued April 1st, 1871, held as securities for the State School Fund Accrued interest on the same.....	\$18,000 00 450 00	.....	.....
State bonds issued March 1st, 1872, held as securities for the State School Fund	86,000 00 2,723 33	.....	.....
Accrued interest on the same.....	146,000 00	.....	.....
United States bonds held as securities for the State School Fund.....	4,380 00	.....	.....
Accrued interest on the same.....	100,000 00 3,000 00	.....	.....
United States bonds held as securities for the State Interest and Sinking Fund, 1871-2.....	10,000 00 300 00	.....	.....
Accrued interest on the same.....	50,000 00 1,500 00	.....	.....
United States bonds held as securities for the State University Fund.....	.....	.....	.....
Accrued interest on the same.....	.....	.....	.....
California State bonds held as securities for the State Interest and Sinking Fund, 1871-2.....	4,500 00 135 00	.....	.....
Accrued interest on the same.....	295,820 58	\$70,992 51	\$793,801 42
Cash on hand in the different funds.....			

[F]

STATEMENT

Showing Assets and Liabilities, December 31st, 1875.

STATE TREASURER.

301

	Coin.	Currency.	Grand Total.
LIABILITIES.			
State bonds issued April 1st, 1871, redeemable in ten years.....	\$74,500 00		
Accrued interest on the same.....	1,862 50		
State bonds issued March 1st, 1872, redeemable in ten years.....	86,000 00		
Accrued interest on the same.....	2,725 33		
State bonds issued March 1st, 1872, redeemable in fifteen years.....	380,000 00		
Accrued interest on the same.....	12,033 33		
State warrants outstanding December 31st, 1875.....	46,663 74	\$502 74	\$604,285 64

REPORT OF THE

[G]

STATEMENT

Showing balance on hand January 1st, 1876; sales of currency; receipts and disbursements for the year; balance December 31st, 1876, and apportionment of the same.

	Coin.	Currency.
Balance on hand January 1st, 1876, as per report December 31st, 1875	\$295,820 58	\$70,992 51
Total receipts for the year 1876.....	470,096 34	24,757 70
Deduct currency sold during the year.....	\$765,916 92	\$95,750 21
Add coin received from sale of currency.....	\$765,916 92	\$54,992 17
Deduct disbursements for the year.....	37,191 45	8,883 77
Balance on hand December 31st, 1876.....	\$305,414 20	\$46,108 40
<i>Apportioned as follows:</i>		
To the General Fund.....	\$132,950 64	.....
To the State School Fund.....	31,543 66	\$1,049 41
To the General School Fund.....	20,060 41	.....
To the State Interest and Sinking Fund, 1871-2.....	9,068 28	.....

To the Territorial Interest and Sinking Fund, 1872.....	33,579 16	
To the State Building Fund.....	67,397 36	250 00
To the State Library Fund.....	4,064 98	
To the State University Fnnd.....	4,911 31	233 27
To the University Fund (90,000-acre grant).....		44,575 72
To the Soldiers' Fund.....	8 38	
To the Judicial Salary Fund.....	1,830 02	
	\$305,414 20	\$46,108 40

[H]

STATEMENT

Showing the disbursements from the different funds, total receipts, and balances on hand at the beginning and close of the year 1876.

GENERAL REVENUE ACCOUNT.

Dr.

	Coin.	Currency.
To warrants paid from General Fund.....	\$86,684 28	.....
To warrants paid from State Prison Fund.....	79,961 47	.....
To warrants paid from State Orphan Home Fund.....	12,687 61	.....
To warrants paid from State School Fund.....	31,252 35	\$4,945 87
To warrants paid from State Interest and Sinking Fund, 1871-2.	32,214 80	.....
To warrants paid from Territorial Interest and Sinking Fund, 1872	116,406 20	.....
To warrants paid from Judicial Salary Fund	21,000 00	.....
To warrants paid from Indigent Insane Fund.....	32,612 75	.....
To warrants paid from General School Fund.....	48,173 42	.....
To warrants paid from State Library Fund.....	1,699 91	.....
To warrants paid from State Building Fund.....	20,845 38	.....
To warrants paid from Centennial Fund	14,140 00	.....
To warrants paid from University Contingent Fund.....	16 00	.....
To warrants paid from University Fund.....	.....	180 00
To warrants paid from University Fund, 90,000-acre grant.....	.....	8,757 90
To amount of currency sold for the year.....	.....	40,758 04
To balance on hand December 31st, 1876.....	305,414 20	46,108 40
	\$808,108 87	\$95,750 21

STATEMENT

[H]

Showing the disbursements from the different funds, total receipts, and balances on hand at the beginning and close of the year 1876.

GENERAL REVENUE ACCOUNT.

Cr.

	Coin.	Currency.
By balance on hand January 1st, 1876.....	\$295,820 58	\$70,992 51
By receipts from fees of office of the Secretary of State.....	1,640 50	.....
By receipts from Supreme Court docket tax.....	240 00	.....
By receipts from sale of attorney license.....	125 00	.....
By receipts from State Prison labor.....	37,943 09	.....
By receipts from Devil's Gate toll road.....	471 46	.....
By receipts from interest on State bonds in State School Fund.....	9,965 00	.....
By receipts from interest on United States bonds.....	18,630 00	.....
By receipts from counties on June, 1876, settlement.....	128,152 44	.....
By receipts from counties on December, 1876, settlement.....	266,121 00	.....
By receipts from sale of State books.....	812 50	.....
By receipts from sale of goods at Reno Prison.....	500 00	.....
By receipts from sale of part of Reno Prison tract.....	100 00	.....
By receipts from Supreme Court Clerk fees.....	2,267 35	.....
By receipts from interest on California State bonds.....	3,000 00	.....
By receipts from conditional land sales to State School Fund.....	.....	7,758 51
By receipts from conditional land sales to University Fund, 90,000-acre grant.....	.....	1,383 45
By receipts from land sales, on application, to State School Fund.....	.....	4,188 30
By receipts from land sales, on application, to University Fund.....	.....	438 07
By receipts from land sales, on application, to University Fund, 90,000-acre grant.....	.....	1,399 64
By receipts from land sales, on contract, to State School Fund.....	.....	8,975 81
By receipts from land sales, on contract, to University Fund.....	.....	478 88
By receipts from land sales, on contract, to University Fund, 90,000-acre grant.....	.....	135 04
By receipts from sale of old stoves at Capitol.....	68 00	.....
By receipts from sale of cement at Capitol.....	5 00	.....
By receipts from insurance license.....	60 00	.....
By receipts from sale of currency.....	37,191 45	.....
	\$803,108 37	\$95,750 21
By balance on hand December 31st, 1876.....	\$305,414 20	\$46,108 40

[I]

STATEMENT

Showing Receipts for the year 1876.

FOR WHAT RECEIVED.	Coin.	Currency.
Semi-annual settlement of Treasurer of Washoe County for June, 1876.....	\$1,617 94	.....
Semi-annual settlement of Treasurer of Elko County for June, 1876.....	2,691 39	.....
Semi-annual settlement of Treasurer of Lyon County for June, 1876.....	1,898 13	.....
Semi-annual settlement of Treasurer of Nye County for June, 1876.....	826 33	.....
Semi-annual settlement of Treasurer of Humboldt County for June, 1876.....	863 96	.....
Semi-annual settlement of Treasurer of Esmeralda County for June, 1876.....	3,513 00	.....
Semi-annual settlement of Treasurer of Storey County for June, 1876.....	100,567 17	.....
Semi-annual settlement of Treasurer of Douglas County for June, 1876.....	73 19	.....
Semi-annual settlement of Treasurer of Lander County for June, 1876.....	2,243 49	.....
Semi-annual settlement of Treasurer of Ormsby County for June, 1876.....	3,432 54	.....
Semi-annual settlement of Treasurer of Eureka County for June, 1876.....	3,385 28	.....
Semi-annual settlement of Treasurer of White Pine County for June, 1876.....	2,450 86	.....
Semi-annual settlement of Treasurer of Churchill County for June, 1876.....	2 52	.....
Semi-annual settlement of Treasurer of Lincoln County for June, 1876.....	4,586 64	.....
Semi-annual settlement of Treasurer of Storey County for December, 1876.....	70,403 77	.....
Semi-annual settlement of Treasurer of Washoe County for December, 1876.....	30,976 00	.....
Semi-annual settlement of Treasurer of Lyon County for December, 1876.....	12,836 70	.....
Semi-annual settlement of Treasurer of Humboldt County for December, 1876.....	18,858 09	.....
Semi-annual settlement of Treasurer of Lander County for December, 1876.....	13,383 00	.....
Semi-annual settlement of Treasurer of Elko County for December, 1876.....	24,122 16	.....
Semi-annual settlement of Treasurer of White Pine County for December, 1876.....	10,999 92	.....
Semi-annual settlement of Treasurer of Douglas County for December, 1876.....	7,438 03	.....

Semi-annual settlement of Treasurer of Nye County for December, 1876.....	9,728 91	
Semi-annual settlement of Treasurer of Ormsby County for December, 1876.....	23,321 24	
Semi-annual settlement of Treasurer of Eureka County for December, 1876.....	25,497 72	
Semi-annual settlement of Treasurer of Lincoln County for December, 1876.....	9,616 86	
Semi-annual settlement of Treasurer of Churchill County for December, 1876.....	3,332 36	
Semi-annual settlement of Treasurer of Esmeralda County for December, 1876.....	5,606 25	
Fees of Office of Secretary of State.....	1,640 50	
Supreme Court docket tax.....	240 00	
Sale of attorney licenses.....	125 00	
Receipts from prison labor.....	37,943 09	
Receipts from Devil's Gate Toll Road.....	471 46	
Interest on State bonds in State School Fund.....	9,965 00	
Interest on United States bonds.....	18,630 00	
Sale of State books.....	812 50	
Sale of goods at Reno prison.....	500 00	
Sale of part of Reno prison tract.....	100 00	
Supreme Court Clerk fees.....	2,267 35	
Interest on California State bonds.....	3,000 00	
Conditional land sales in favor of State School Fund.....	\$7,758 51	
Conditional land sales in favor of University Fund, 90,000 acre grant.....	1,383 45	
Land sales on application in favor of State School Fund.....	4,188 30	
Land sales on application in favor of State University Fund.....	438 07	
Land sales on application in favor of University Fund, 90,000 acre grant.....	1,399 64	
Land sales on contract in favor of State School Fund.....	8,975 81	
Land sales on contract in favor of State University Fund.....	478 88	
Land sales on contract in favor of University Fund, 90,000 acre grant.....	135 04	
Sale of old stoves at Capitol.....	63 00	
Sale of cement at Capitol.....	5 00	
Sale of insurance licenses by State Controller.....	60 00	
		\$470,096 34
		\$24,757 70

REPORT OF THE

[J]

STATEMENT

Showing the various sources of receipts for the year 1876, and the apportionment of the same.

	Coin.	Currency.
<i>Apportioned to the General Fund.</i>		
June settlement of counties for 1876.....	\$103,252 24	
December settlement of counties for 1876.....	146,654 95	
Fees of office of Clerk of Supreme Court.....	2,267 35	
Sale of compiled laws.....	136 00	
Sale of part of Reno prison tract of land.....	100 00	
Sale of old stoves at Capitol.....	63 00	
Sale of insurance licenses.....	60 00	
Sale of part of a barrel of cement.....	5 00	
		\$252,538 54
<i>State School Fund.</i>		
June settlement of counties for 1876.....	\$1,794 70	
December settlement of counties for 1876.....	2,234 65	
Receipts from Devil's Gate Toll Road.....	471 46	
		4,500 81

Receipts from conditional land sales.....	\$7,758 51					
Receipts from land sales on application.....	4,188 30					
Receipts from land sales on contract.....	8,975 81					
	.....					\$20,922 62
<i>General School Fund.</i>						
June settlement of counties for 1876.....	\$6,380 84					
December settlement of counties for 1876	14,339 41					
Interest on Nevada State bonds in State School Fund.....	9,965 00					
Interest on United States bonds.....	9,495 00					
					
	40,180 25					
<i>State Interest and Sinking Fund, 1871-2.</i>						
June settlement of counties for 1876.....	\$502 73					
December settlement of counties for 1876	12,206 27					
Interest on United States bonds.....	6,000 00					
Interest on California State bonds.....	3,000 00					
					
	21,709 00					
<i>Territorial Interest and Sinking Fund, 1872.</i>						
June settlement of counties for 1876.....	\$2,275 21					
December settlement of counties for 1876	59,434 24					
Interest on United States bonds.....	2,535 00					
					
	64,244 45					
					
	\$383,173 05					\$20,922 62
Carried forward.....						

REPORT OF THE

[J] RECEIPTS FOR THE YEAR 1876—Continued.

		Coin.	Currency.
Brought forward.....	.....	\$383,173 05	\$20,922 62
<i>State Building Fund.</i>			
June settlement of counties for 1876.....	\$13,946 72		
December settlement of counties for 1876.....	31,251 48		
Sale of lime at Reno prison.....	500 00		
	45,698 20		
<i>State Library Fund.</i>			
Fees of office of Secretary of State.....	\$1,640 50		
Sale of Nevada Reports.....	644 00		
Sale of attorney licenses.....	125 00		
Sale of duplicate books from State Library.....	32 50		
	2,442 00		
<i>State Prison Fund.</i>			
Receipts from State Prison labor.....	.....	37,943 09	.....
<i>Judicial Salary Fund.</i>			
Receipts from Supreme Court docket tax .....	.....	240 00	.....

[K]

STATEMENT

Showing sale of currency for the year 1876.

	Currency.	Coin.	Discount.
<i>Sale from State School Fund.</i>			
Currency sold.....	\$36,758 04		
Coin realized	\$33,531 45		
Discount on currency.....	.....		\$3,226 59
<i>Sale from State University Fund.</i>			
Currency sold.....	4,000 00		
Coin realized	3,660 00		
Discount on currency.....	.....		340 00
	\$40,758 04	\$37,191 45	\$3,566 59

STATEMENT

Showing the transfers made during the year 1876.

STATE TREASURER.

313

Date of transfer.	From what Fund transferred.	To what Fund transferred.	Coin.	Currency.
March 1.....	General Fund.....	State Prison Fund.....	\$8,827 01	
March 1.....	General Fund.....	State Orphan Home Fund.....	3,523 52	
March 1.....	General Fund.....	Judicial Salary Fund.....	3,489 98	
March 1.....	General Fund.....	Indigent Insane Fund.....	7,165 25	
March 31.....	Legislative Fund, 1871.	General Fund.....	5 00	
March 31.....	State Capitol Fund	General Fund.....	49 66	
April 20....	State School Fund.....	University Fund, 90,000-acre grant.....		\$17,677 15
April 20....	University Fund, 90,000-acre grant...	State School Fund.....	16,023 19	
May 31.....	General Fund.....	State Prison Fund.....	7,430 61	
May 31.....	General Fund.....	Centennial Fund.....	14,140 00	
May 31.....	General Fund.....	Indigent Insane Fund.....	6,607 75	
May 31.....	General Fund.....	State Orphan Home Fund.....	2,049 75	
May 31.....	General School Fund.....	University Contingent Fund.....	16 00	
May 31.....	General Fund.....	Judicial Salary Fund.....	3,420 01	
October 1....	General Fund.....	State Prison Fund	22,834 94	
October 1....	General Fund.....	State Orphan Home Fund.....	4,759 28	
October 1....	General Fund.....	Judicial Salary Fund.....	8,750 01	
October 1....	General Fund.....	Indigent Insane Fund.....	13,231 50	
December 23..	General Fund.....	State Prison Fund.....	2,925 82	
December 23..	General Fund.....	Judicial Salary Fund.....	5,180 00	
December 23..	General Fund.....	Indigent Insane Fund.....	5,608 25	
December 23..	General Fund.....	State Orphan Home Fund.....	2,355 06	
				\$138,392 59
				\$17,677 15

[M]

STATEMENT

Showing Disbursements for the year 1876.

ON WHAT ACCOUNT DISBURSED.	Coin.	Currency.	Coin.	Currency.
<i>From the General Fund.</i>				
On account of salary of Governor	\$6,000 00			
On account of salary of Governor's Private Secretary.....	2,400 00			
On account of salary of Lieutenant Governor.....				
On account of salary of Secretary of State.....	\$3,600 00			
On account of salary of Deputy Secretary of State.....	3,000 00			
On account of extra clerical hire.....	741 90			
On account of salary of State Controller.....	\$3,600 00			
On account of salary of Deputy State Controller.....	3,000 00			
On account of extra clerical hire.....	575 00			
On account of salary of State Treasurer.....	\$3,600 00			
On account of salary of Deputy State Treasurer.....	3,000 00			
On account of extra clerical hire.....	296 00			
			6,896 00	

STATE TREASURER.

315

On account of salary of State Mineralogist.....	3,600 00
On account of improvements of office and traveling expenses.....	204 25
On account of salary of Land Register.....	3,804 25
On account of salary of Attorney General.....	3,600 00
On account of salary of Superintendent of Public Instruction.....	\$1,999 99
On account of traveling expenses.....	863 70
On account of salary of Clerk of Supreme Court.....	2,863 69
On account of care of deaf, dumb, and blind.....	3,600 00
On account of night-watch and portorage for Capitol.....	1,637 10
On account of salary of land agents at Washington	3,240 00
On account of salary of Bailiff of Supreme Court.....	1,500 00
On account of repairing State Capitol.....	456 00
On account of contingent expenses of Board of Examiners.....	2,718 89
On account of rewards for capture of convicts.....	425 00
On account of enforcement of revenue laws.....	500 00
On account of State printing.....	1,013 00
On account of transportation and storage of State arms	4,579 10
On account of stationery, fuel, and lights.....	383 90
On account of current expenses.....	4,035 92
On account of Nevada Reports.....	3,757 21
On account of support of State University.....	1,900 00
On account of beautifying Capitol grounds.....	7,434 01
	2,223 31
	\$86,684 28

REPORT OF THE

ON WHAT ACCOUNT DISBURSED.	Coin.	Currency.	Coin.	Currency.
Brought forward.....			\$86,684 28	.....
<i>State Prison Fund.</i>				
On account of salary of Warden of State Prison.....	\$2,750 00	.....	
On account of salary of Deputy Warden.....	1,725 00	.....	
On account of salary of Clerk.....	1,125 00	.....	
On account of meat furnished prison.....	5,682 61	.....	
On account of transporting prisoners to prison.....	3,101 00	.....	
On account of materials furnished shoe shops.....	25,663 65	.....	
On account of supplies for State Prison.....	10,988 63	.....	
On account of guard service at State Prison.....	10,942 43	.....	
On account of general expenses at prison.....	15,515 30	.....	
On account of prison investigation.....	2,467 85	.....	
		79,961 47		.....
<i>State Orphan Home Fund.</i>				
On account of salary and labor at Orphan Home.....	\$5,693 35	.....	
On account of supplies furnished Orphan Home.....	3,850 38	.....	
On account of general expenses of Orphan Home.....	3,143 98	.....	
		12,687 61		.....
<i>State School Fund.</i>				
On account of salary of Deputy Land Register.....	\$3,000 00	.....	
On account of salary of Draughtsman.....	1,800 00	.....	
On account of copying township maps.....	389 00	.....	

[M] DISBURSEMENTS—Continued.

ON WHAT ACCOUNT DISBURSED.	Coin.	Currency.	Coin.	Currency.
Amount brought forward			\$380,206 71	\$4,945 87
<i>State Indigent Insane Fund.</i>			32,612 75	.....
On account of care of indigent insane			48,173 42	.....
<i>General School Fund.</i>			1,699 91	.....
On account of apportionment of school moneys to counties.....			20,845 38	.....
<i>State Library Fund.</i>			14,140 00	.....
On account of purchase of books for library.....			16 00	.....
<i>State Building Fund.</i>				
On account of prison building at Reno				
<i>Centennial Fund.</i>				
On account of advance pay to Centennial Commissioners				
<i>University Contingent Fund.</i>				
On account of support of State University				

<i>State University Fund.</i>		
On account of moneys refunded to conditional applicants for land.....	\$180 00	
<i>University Fund, 90,000-acre grant.</i>		
On account of moneys refunded to conditional applicants for land.....	3,757 90	
		<u>\$497,694 17</u>
		<u>\$8,883 77</u>

STATEMENT

Showing outstanding warrants January 1st, 1876; warrants canceled by law; warrants drawn, registered, paid, and returned to State Controller; also, warrants outstanding December 31st, 1876.

GENERAL WARRANT ACCOUNT—COIN.

REPORT OF THE

FUNDS.	Warrants outstanding January 1st, 1876.	Warrants drawn and registered during the year.	Warrants and returned to State Controller.	Warrants paid to State Controller.	Warrants canceled by legislative Act of the year 1873.	Warrants outstanding December 31st, 1876.
General Fund.....	\$4,790 15	\$93,717 93	\$86,684 28	\$11,823 80		
State Prison Fund	1,063 48	83,066 33	79,961 47	\$132 32	4,036 02	
State Orphans' Home Fund.....	259 53	13,049 61	12,687 61	.....	621 53	
State School Fund.....	250 00	57,569 35	31,252 35	.....	26,567 00	
General School Fund.....	4,019 15	44,154 27	48,173 42	.....	15,660 00	
State Interest and Sinking Fund, 1871-2.....	32,053 25	15,821 55	32,214 80	.....	1,750 02	
Judicial Salary Fund.....	1,750 02	21,000 00	21,000 00	.....	.....
State Capitol Fund.....	49 66	.....	.....	49 66	.....
State Indigent Insane Fund.....	2,407 50	33,214 75	32,612 75	.....	3,009 50	
University Contingent Fund.....	16 00	.....	16 00	.....	.....
5 00	.....	.....	.....	5 00	.....
State Legislative Fund, 1871.....	.....	136,923 20	116,406 20	.....	20,517 00	
Territorial Interest and Sinking Fund, 1872.....	.....	20,865 38	20,845 38	.....	20 00	
State Building Fund.....	.....	1,703 91	1,699 91	.....	4 00	
State Library Fund.....	.....	14,140 00	14,140 00	.....	.....
Centennial Fund.....	.....	4,616 26	.....	.....	4,616 26	
State University Fund.....	.....	.....	.....	.....	.....
Total.....	\$46,663 74	\$539,842 54	\$497,694 17	\$186 98	\$88,625 13	

STATE TREASURER.

[N]

STATEMENT

Showing warrants outstanding January 1st, 1876; warrants drawn and registered, paid and returned to State Controller during the year, and warrants outstanding December 31st, 1876.

GENERAL WARRANT ACCOUNT—CURRENCY.

FUNDS.	Warrants outstanding January 1st, 1876.	Warrants drawn and registered during the year.	Warrants paid and returned to State Controller.	Warrants outstanding December 31st, 1876.
State School Fund.....	\$142 74	\$4,985 87	\$4,945 87	\$182 74
University Fund.....	160 00	20 00	180 00	.....
University Fund, 90,000-acre grant.....	200 00	3,687 90	3,757 90	130 00
	\$502 74	\$8,693 77	\$8,883 77	\$312 74

[O]

STATEMENT

Showing the date of registration of outstanding warrants, December 31st, 1876.

REPORT OF THE

UPON WHAT FUND DRAWN.	Years of regis- tration.	Coin.	Currency.
State Prison Fund.....	1873	\$45	25
State Prison Fund.....	1874	2	00
General Fund.....	1875	5	00
State Prison Fund.....	1875	4	00
State School Fund.....	1875		\$92 74
General Fund.....	1876	11,818	80
State Prison Fund.....	1876	3,984	77
State Orphan Home Fund.....	1876	621	53
Indigent Insane Fund.....	1876	3,009	50
State School Fund.....	1876	26,567	00
Judicial Salary Fund.....	1876	1,750	02
State Interest and Sinking Fund, 1871-2.....	1876	15,660	00
University Fund, 90,000-acre grant.....	1876		130 00
Territorial Interest and Sinking Fund, 1872.....	1876	20,517	00
State Building Fund.....	1876	20	00
State Library Fund.....	1876	4	00
State University Fund.....	1876	4,616	26
		\$88,625	13
			\$312 74

[P]

STATEMENT

Showing State bonds purchased and canceled for the year 1876.

CHARACTER OF BONDS.	* DATE OF ISSUE AND DATE REDEEMABLE.	RATE OF INTEREST.	AMOUNT.
Nevada State Bond No. 216...	Issued April 1st, 1871; Redeemable April 1st, 1881..	10 per cent. per annum..	\$100 00

[Q]

STATEMENT

Showing amount of State bonds outstanding December 31st, 1876.

CHARACTER OF BONDS.	DATE OF ISSUE AND DATE OF EXPIRATION.	RATE OF INTEREST.	AMOUNTS.
Nevada State bonds.....	Issued April 1st, 1871, redeemable April 1st, 1881..	10 per cent. per annum...	\$56,400 00
Nevada State bonds.....	Issued March 1st, 1872, redeemable March 1st, 1887.	9½ per cent. per annum...	380,000 00
			<u><u>\$436,400 00</u></u>
		Accrued interest on the 10 per cent. bonds to December 31st, 1876.....	\$1,880 00
		Accrued interest on the 9½ per cent. bonds to December 31st, 1876.....	12,033 33
			<u><u>\$13,913 33</u></u>

STATEMENT

Showing bonds held as securities for the different Funds, December 31st, 1876.

STATE TREASURER.

325

CHARACTER OF BONDS.	Description of bonds.	Rate of interest.	Amounts.
Nevada State bonds belonging to State School Fund.....	Issued April 1st, 1871; redeemable April 1st, 1881 (coupon bonds).....	10 per cent per annum.	\$18,000 00
Nevada State bonds belonging to State School Fund.....	Issued March 1st, 1872; redeemable March 1st, 1882 (coupon bonds).....	9½ per cent per annum.	86,000 00
United States bonds belonging to State School Fund.....	5-20 bonds of 1865 (registered bonds).....	6 per cent per annum.	196,000 00
United States bonds belonging to State Interest and Sinking Fund, 1872.....	5-20 bonds of 1865 (registered bonds).....	6 per cent per annum.	100,000 00
California State bonds belonging to State Interest and Sinking Fund, 1871-2.....	5-20 bonds of 1873 (coupon bonds).....	6 per cent per annum.	50,000 00
United States bonds belonging to Territorial Interest and Sinking Fund, 1872	5-20 bonds of 1865 (registered bonds).....	6 per cent per annum.	95,500 00
United States bonds belonging to Territorial Interest and Sinking Fund, 1872.....	5-20 bonds of 1865 (coupon bonds), 5-20 bonds of 1865 (registered bonds).....	6 per cent per annum.	4,500 00
United States bonds belonging to State University Fund.....	5-20 bonds of 1865 (registered bonds).....	6 per cent per annum.	14,500 00
			<u><u>\$564,500 00</u></u>
Accrued interest on State bonds held as securities.....	.....	.....	\$3,173 33
Accrued interest on California State bonds held as securities.....	.....	.....	1,500 00
Accrued interest on United States bonds held as securities.....	.....	.....	12,316 00
			<u><u>\$16,988 33</u></u>

[S]

STATEMENT

Showing total bonded debt; also, net bonded debt, December 31st, 1876.

		Coin.	Currency.
Nevada State bonds of 1871 belonging to the State School Fund.....	\$18,000 00		
Nevada State bonds of 1871 outstanding	56,400 00		
Nevada State bonds of 1872 belonging to the State School Fund (ten-year bonds)	86,000 00		
Nevada Territorial bonds of 1872 outstanding (fifteen-year bonds).....	380,000 00		
		\$540,400 00	
<i>Deduct Securities.</i>			
United States bonds belonging to the State Interest and Sinking Fund, 1871-2.....	\$100,000 00		
California State bonds belonging to the State Interest and Sinking Fund, 1871-2.....	50,000 00		
United States bonds belonging to the Territorial Interest and Sinking Fund, 1872.....	100,000 00		
		250,000 00	
<i>Net bonded debt, December 31st, 1876.....</i>			
		\$290,400 00	

EXHIBIT "T."

EXHIBIT T.

Showing the transactions of the different Funds.

GENERAL FUND.

Dr.

	Coin.	Currency.
To balance on hand January 1st, 1876.....	\$89,340 46	.....
To receipts from counties on June, 1876, settlement.....	103,252 24	.....
To receipts from counties on December, 1876, settlement.....	146,654 95	.....
To receipts from fees of office of Supreme Court Clerk.....	2,267 35	.....
To receipts from sale of compiled laws.....	136 00	.....
To receipts from sale of Reno prison land.....	100 00	.....
To receipts from sale of old stoves at Capitol.....	63 00	.....
To receipts from sale of insurance licenses.....	60 00	.....
To receipts from sale of cement at Capitol.....	5 00	.....
To transfer from Legislative Fund, 1871.....	5 00	.....
To transfer from State Capitol Fund.....	49 66	.....
	\$341,933 66	
To balance on hand December 31st, 1876.....	\$132,950 64	

STATE SCHOOL FUND.

Dr.

	Coin.	Currency.
To balance on hand January 1st, 1876.....	\$8,740 56	\$39,507 85
To receipts from counties on June settlement, 1876.....	1,794 70	.....
To receipts from counties on December settlement, 1876.....	2,234 65	.....
To receipts from Devil's Gate Toll Road.....	471 46	.....
To receipts from sale of State land.....		20,922 62
To receipts from sale of currency.....	33,531 45	
To transfer from University Fund, 90,000-acre grant	16,023 19	.....
	\$62,796 01	\$60,430 47
To balance on hand December 31st, 1876	\$31,543 66	\$1,049 41

EXHIBIT T.

Showing the transactions of the different Funds.

GENERAL FUND.

Cr.

	Coin.	Currency.
By warrants paid and returned to State Controller.....	\$86,684 28	.....
By transfers to State Prison Fund.....	42,018 38	.....
By transfers to State Orphan Home Fund.....	12,687 61	.....
By transfers to Judicial Salary Fund.....	20,840 00	.....
By transfers to Indigent Insane Fund.....	32,612 75	.....
By transfers to Centennial Fund.....	14,140 00	.....
By balance on hand December 31st, 1876.....	132,950 64	.....
		\$341,933 66

STATE SCHOOL FUND.

Cr.

	Coin.	Currency.
By warrants paid and returned to State Controller.....	\$31,252 35	\$4,945 87
By transfer to University Fund, 90,000-acre grant .....	.....	17,677 15
By currency sold during the year.....	.....	36,758 04
By balance on hand December 31st, 1876.....	31,543 66	1,049 41
		\$62,796 01
		\$60,430 47

EXHIBIT "T"—Continued.**GENERAL SCHOOL FUND.****Dr.**

	Coin.	Currency.
To balance on hand January 1st, 1876.....	\$28,069 58	.....
To receipts from interest on United States bonds...	9,495 00	.....
To receipts from interest on State bonds.....	9,965 00	.....
To receipts from counties on June, 1876, settlement.....	6,380 84	.....
To receipts from counties on December, 1876, settlement	14,339 41	.....
	\$68,249 83	
	=====	
To balance on hand December 31st, 1876.....	\$20,060 41	

STATE INTEREST AND SINKING FUND, 1871-2.**Dr.**

	Coin.
To balance on hand January 1st, 1876.....	\$19,574 08
To receipts from interest on United States bonds.....	6,000 00
To receipts from interest on California State bonds.....	3,000 00
To receipts from counties on June, 1876, settlement.....	502 73
To receipts from counties on December, 1876, settlement..	12,206 27
	\$41,283 08
	=====
To balance on hand December 31st, 1876.....	\$9,068 28

EXHIBIT "T"—Continued.

GENERAL SCHOOL FUND.

, Cr.

	Coin.	Currency.
By transfer to University Contingent Fund.....	\$16 00	.....
By warrants paid and returned to State Con-		
troller.....	48,173 42	.....
By balance on hand December 31st, 1876.....	20,060 41	.....
		\$68,249 83

STATE INTEREST AND SINKING FUND, 1871-2.

Cr.

	Coin.
By warrants paid and returned to State Controller.....	\$32,214 80
By balance on hand December 31st, 1876.....	9,068 28
	\$41,283 08

EXHIBIT "T"—Continued.

TERRITORIAL INTEREST AND SINKING FUND, 1872.

Dr.

	Coin.
To balance on hand January 1st, 1876.....	\$85,740 91
To receipts from interest on United States bonds.....	2,535 00
To receipts from counties on June, 1876, settlement.....	2,275 21
To receipts from counties on December, 1876, settlement..	59,434 24
	\$149,985 36
To balance on hand December 31st, 1876.....	\$33,579 16

STATE BUILDING FUND.

Dr.

	Coin.	Currency.
To balance on hand January 1st, 1876.....	\$42,544 54	\$250 00
To receipts from counties on June settlement, 1876.....	13,946 72	.....
To receipts from counties on December settle- ment, 1876.....	31,251 48	.....
To receipts from sale of lime at Reno prison...	500 00	.....
	\$88,242 74	\$250 00
To balance on hand December 31st, 1876.....	\$67,397 36	\$250 00

EXHIBIT "T"—Continued.

TERRITORIAL INTEREST AND SINKING FUND, 1872.

Cr.

	Coin.
By warrants paid and returned to State Controller.....	\$116,406 20
By balance on hand December 31st, 1876.....	33,579 16
	\$149,985 36
	=====
	=====

STATE BUILDING FUND.

Cr.

	Coin.	Currency.
By warrants paid and returned to State Con- troller.....	\$20,845 38	.....
By balance on hand December 31st, 1876.....	67,397 36	\$250 00
	\$88,242 74	\$250 00
	=====	=====
	=====	=====

REPORT OF THE

EXHIBIT "T"—Continued.

STATE LIBRARY FUND.

Dr.

	Coin.
To balance on hand January 1st, 1876.....	\$3,322 89
To receipts from fees of office of Secretary of State.....	1,640 50
To receipts from sale of Nevada Reports.....	644 00
To receipts from sale of attorney license.....	125 00
To receipts from sale of duplicate library books.....	32 50
	<hr/>
	\$5,764 .89
	<hr/>
To balance on hand December 31st, 1876.....	\$4,064 98
	<hr/>

STATE UNIVERSITY FUND.

Dr.

	Coin.	Currency.
To balance on hand January 1st, 1876.....	\$651 31	\$3,496 32
To receipts from sale of State land.....	.....	916 95
To receipts from sale of currency.....	3,660 00	.....
To receipts from interest on United States bonds	600 00	.....
	<hr/>	<hr/>
	\$4,911 31	\$4,413 27
	<hr/>	<hr/>
To balance on hand December 31st, 1876.....	\$4,911 31	\$233 27
	<hr/>	<hr/>

EXHIBIT "T"—Continued.

STATE LIBRARY FUND.

Cr.

	Coin.
By warrants paid and returned to State Controller.....	\$1,699 91
By balance on hand December 31st, 1876.....	4,064 98
	\$5,764 89
	=====
	=====

STATE UNIVERSITY FUND.

Cr.

	Coin.	Currency.
By warrants paid and returned to State Con- troller .....	.....	\$180 00
By currency sold during the year.....	.....	4,000 00
By balance on hand December 31st, 1876.	\$4,911 31	233 27
	\$4,911 31	\$4,413 27
	=====	=====

REPORT OF THE

EXHIBIT "T"—Continued.

STATE UNIVERSITY FUND, 90,000-ACRE GRANT.

Dr.

	Coin.	Currency.
To balance on hand January 1st, 1876.....	\$16,023 19	\$27,738 34
To receipts from sale of State land.....		2,918 13
To transfer from State School Fund.....		17,677 15
	<hr/>	<hr/>
	\$16,023 19	\$48,333 62
	<hr/>	<hr/>
To balance on hand December 31st, 1876.....		\$44,575 72

STATE PRISON FUND.

Dr.

	Coin.
To receipts from prison labor.....	\$37,943 09
To transfers from General Fund.....	42,018 38
	<hr/>
	\$79,961 47

STATE ORPHAN HOME FUND.

Dr.

	Coin.
To transfers from the General Fund.....	\$12,687 61

EXHIBIT "T"—Continued.

STATE UNIVERSITY FUND, 90,000-ACRE GRANT.

Cr.

	Coin.	Currency.
By warrants paid and returned to State Controller		\$3,757 90
By transfer to the State School Fund.....	\$16,023 19	.....
By balance on hand December 31st, 1876.....		44,575 72
	\$16,023 19	\$48,333 62

STATE PRISON FUND.

Cr.

	Coin.
By warrants paid and returned to State Controller.....	\$79,961 47
	\$79,961 47

STATE ORPHAN HOME FUND.

Cr.

	Coin.
By warrants paid and returned to State Controller.....	\$12,687 61

EXHIBIT "T"—Continued.

CENTENNIAL FUND.

Dr.

Coin.

To transfers from the General Fund.....	\$14,140 06
---	-------------

STATE CAPITOL FUND.

Dr.

Coin.

To balance on hand January 1st, 1876.....	\$49 66
---	---------

STATE LEGISLATIVE FUND, 1871.

Dr.

Coin.

To balance on hand January 1st, 1876.....	\$5 00
---	--------

EXHIBIT "T"—Continued.

CENTENNIAL FUND.

Cr.

	Coin.
By warrants paid and returned to State Controller.....	\$14,140 00

STATE CAPITOL FUND.

Cr.

	Coin.
By transfer to the General Fund.....	\$49 66

STATE LEGISLATIVE FUND, 1871.

Cr.

	Coin.
By transfer to the General Fund.....	\$5 00

EXHIBIT "T"—Continued.

SOLDIERS' FUND.

Dr.

	Coin.
To balance on hand January 1st, 1876.....	\$8 38

EXHIBIT "T"—Continued.

SOLDIERS' FUND.

Cr..

	Coin.
.....
.....

REPORT OF THE

[U]

STATEMENT.

Assets and liabilities, as shown by the different Funds, December 31st, 1876.

	Dr.	Cr.	
	Coin.	Currency.	
<i>General Fund.</i>			
By cash on hand.....	\$11,823 80	.....	\$132,950 64
To warrants outstanding.....			.....
<i>State School Fund.</i>			
By Nevada State bonds on hand.....			104,000 00
By accrued interest on the same.....			3,173 33
By United States bonds on hand.....			196,000 00
By accrued interest on the same.....			5,880 00
By cash on hand.....	26,567 00	\$182 74	31,543 66
To warrants outstanding.			\$1,049 41
<i>General School Fund.</i>			
By cash on hand.....			20,060 41

State Interest and Sinking Fund, 1871-2.

To State bonds of 1871, outstanding.....	74,400 00
To accrued interest on the same.....	2,480 00
To State bonds of 1872, outstanding.....	86,000 00
To accrued interest on the same.....	2,723 33
To warrants outstanding.....	15,660 00

State Interest and Sinking Fund, 1871-2.

By United States bonds on hand.....	100,000 00
By accrued interest on the same.....	3,000 00
By California State bonds on hand.....	50,000 00
By accrued interest on the same.....	1,500 00
By cash on hand.....	9,068 28

Territorial Interest and Sinking Fund, 1872.

To Territorial bonds of 1872, outstanding.....	380,000 00
To accrued interest on the same.....	12,033 33
To warrants outstanding.....	20,517 00
By United States bonds on hand.....	100,000 00
By accrued interest on the same.....	3,000 00
By cash on hand.....	33,579 16

State Building Fund.

By cash on hand.....	20 00
To warrants outstanding.....	67,397 36
Carried forward.....	250 00
Total	\$182 74
Balance	\$861,152 84
Carried forward.....	\$1,299 41

REPORT OF THE

[U]

ASSETS AND LIABILITIES—Continued.

	Dr.	Cr.		
	Coin.	Currency.	Coin.	Currency.
Brought forward.....	\$632,224 46	\$182 74	\$861,152 84	\$1,299 41
<i>Soldiers' Fund.</i>				
By cash on hand.....			8 38	.....
<i>State Library Fund.</i>				
By cash on hand.....	4 00	.....	4,064 98	.....
To warrants outstanding.....				
<i>State University Fund.</i>				
By United States bonds on hand.....				14,500 00
By accrued interest on the same.....				435 00
By cash on hand.....	4,616 26	.....		4,911 31
To warrants outstanding.....				233 27
<i>University Fund, 90,000-acre grant.</i>				
By cash on hand.....				44,575 72

To warrants outstanding.....		130 00		
<i>Judicial Salary Fund.</i>				
By cash on hand.....	1,750 02		1,830 02	
To warrants outstanding.....				
<i>State Prison Fund.</i>				
To warrants outstanding.....	4,036 02			
<i>State Orphan Home Fund.</i>				
To warrants outstanding.....	621 53			
<i>Indigent Insane Fund.</i>				
To warrants outstanding.....	3,009 50			
Total assets and liabilities.....	\$646,261 79		\$312 74	\$886,902 53
Net assets, December 31st, 1876.....				\$240,640 74
				\$45,795 66

REPORT OF THE

[V]

STATEMENT

Showing the disposition made of the appropriation for extra clerical hire in the office of the State Treasurer, for the years 1875 and 1876.

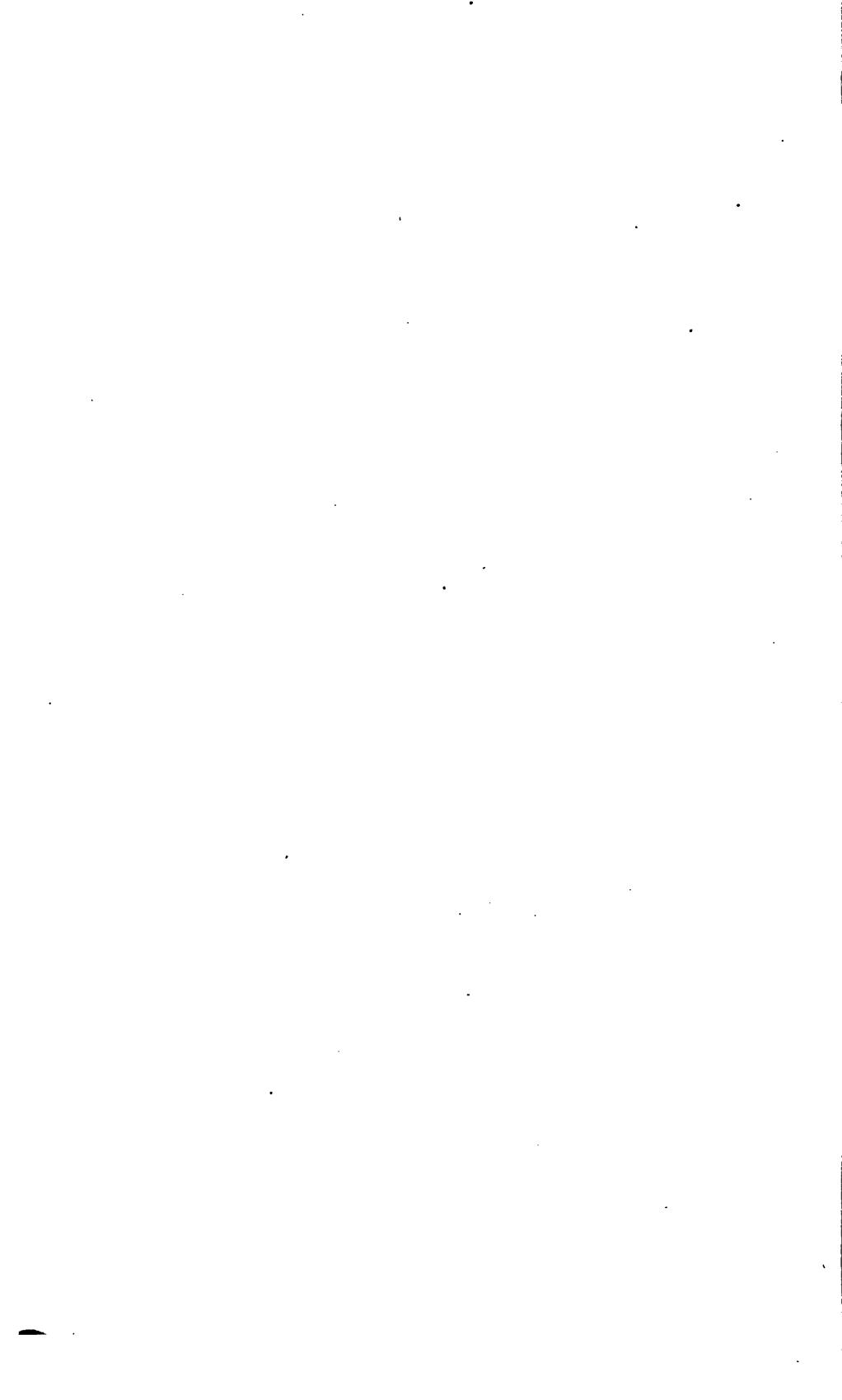
DATE.	Warrants to whom issued.	Character of service.	Amounts.
1875.			
March 11.....	Wm. McDade.....	Fifty days clerk in Treasurer's office.....	\$200 00
April 1.....	Wm. McDade.....	Clerk in office March, 1875.....	108 00
May 1.....	Wm. McDade.....	Clerk in office April, 1875	104 00
1876.			
January 4.....	Wm. McDade.....	Clerical service in office December, 1875.....	64 00
February 2.....	Wm. McDade.....	Clerical service in office January, 1876.....	112 00
February 26.....	Wm. McDade.....	Clerical service in office February, 1876.....	92 00
August 7.....	Jerry Schooling.....	Cash Paid for extra clerical service.....	5 00
December 4.....	W. J. McDade.....	Clerical service in office November, 1876.....	28 00
December 30.....	W. J. McDade.....	Clerical service in office December, 1876.....	104 00
		Balance appropriation unexpended.....	\$817 00
			\$1,183 00

Jerry Schooling being duly sworn, deposes and says: That he is and has been Treasurer of the State of Nevada for the two years last past, and that the foregoing is a true and correct statement of the manner in which the above appropriation, made for extra clerical service for the office of State Treasurer for the fiscal years eighteen hundred and seventy-five and eighteen hundred and seventy-six, was expended.

(Signed:)

JERRY SCHOOLING.

{ Subscribed and sworn to before me this 10th day of January,
SEAL. } 1877.
CHARLES MARTIN,
Notary Public, Ormsby County, Nevada.



GENERAL INDEX.



I N D E X.

A

ADAMS, RUFUS—

Act to admit to probate a paper purporting to be the last will and testament of, 56.

APPROPRIATIONS—

For Legislative Fund, 45.

To pay claim of Jacob Kline, 58.

For relief of First Nevada Artillery Company, 60.

To pay for services of clerk in State Library, 64.

To pay deficiencies in eleventh and twelfth fiscal years, 86.

For support of the civil government of the State for the thirteenth and fourteenth fiscal years, 109.

To pay E. B. Rail, A. B. Driesbach, and A. W. Pray, 120-121.

To pay Peter Cavanaugh, 122.

To pay the claim of Edward Laban, 123.

For relief of Thomas Condon, 125.

To pay certain claims against the State (White Pine war claims), 125.

To pay White Pine war claims, 126.

To pay White Pine war claims, 127, 131.

To pay for the services of the late C. E. DeLong, 132.

To pay certain legislative expenses, 133.

To pay expenses of Fish Commissioner, 181.

To pay State's proportion of counsel fees in cases to enforce the collection of tax on the proceeds of mines, 190, 191.

ARTILLERY COMPANY, FIRST NEVADA—

Act for relief of, 60.

ATTORNEYS, DISTRICT.

Act to amend Act concerning, 184.

Salaries of, 184.

AUSTIN, TOWN OF—

Act extending term of franchise of I. C. Bateman, his associates and assigns, to supply with water, 77.

B**BATEMAN, I. C.—**

Act extending term of franchise to, to supply the Town of Austin with water, 77, 78.

BONDS, TERRITORIAL—

Act providing for the purchase of, for benefit of State School Fund, 191-193.

BRIDGES—

Act to authorize the building of, over Truckee River, at Reno, 71.

Act amending Act to provide for constructing, 74.

Act in relation to erection and maintenance of, 81, 82.

How maintained, 81.

County Commissioners to order construction and repairs, when, 81.

Freeholders may petition, when, 82.

Act to prevent animals being driven over, faster than a walk, 90.

C**CARSON CITY—**

Act to amend Act to incorporate, 117-120.

Trustees, powers of, 117-120.

Ordinances, style of, 120.

CATTLE, HORNED—

Act requiring person slaughtering to keep the hides and ears, 72.

To be kept ten days, 72.

Act to punish fraudulent killing, 76.

CAVANAUGH, PETER—

Act to pay, for expenditures made in completion of State Capitol, 122.

CHURCHILL COUNTY—

Act to amend Act to provide for payment of outstanding indebtedness of, 63, 64.

Commissioners to open proposals, 63.

Treasurer to give notice, 63.

Cease to bear interest, when, 63.

Commissioners may transfer money, 64.

CIVIL ACTIONS—

Act to amend Act defining the time of commencing, 114, 115.

Actions other than those for recovery of real property, can only be commenced, when, 114.

Time, how reckoned, 115.

Not to affect actions now barred, 115.

CIVIL PRACTICE—

Act to amend Act to regulate proceedings in, in Courts of justice of this State, 160.

Certain persons not to testify, 160.

Husband or wife of insane person may testify, 160.

Section three hundred and seventy-nine of, amended, 160.

CLAIMS—

Act to provide for payment of certain, against the State, 120, 121.

Appropriation made to pay, of E. B. Rail, A. B. Driesbach, and A. W. Pray, 120, 121.

CLAIMS— (*Continued.*)

- Clerk Board Examiners, duty of, 121.
- Controller, duty of, 121.
- Treasurer, duty of, 121.
- Act to pay White Pine war claims, 125.
- Act to pay White Pine war claims, 126.
- Act to pay White Pine war claims, 127-131.
- Act to prevent presentation of, twice, 132.
- Act to pay F. O. Gorman and W. H. Long, 160.

CLARK AND LANGDON, DRS.—

- Act to pay claim of, 108.

COMMISSIONERS, COUNTY—

- Act to amend Act creating Boards of, 83, 84.

CONSTITUTION OF THE STATE OF NEVADA—**ABSENCE FROM STATE—**

- Of Governer, duties to devolve on Lieutenant Governor, 14.
- Of Governor, on military business of State, to be Commander in Chief, 14.
- Of judicial officer, Legislature not to grant leave, 18.
- Of judicial officer, for more than ninety days, to vacate office, 18.

ACTION—

- For libel, truth may be given in evidence, 5.
- But one form of civil, 18.
- Law and equity to be administered in same, 18.

AMENDMENTS—

- To Constitution, how made, 26.
- To law, how made, 26.

APPORTIONMENT—

- Of school moneys to counties, 22.
- Of Senators and Assemblymen, 28.

APPROPRIATIONS—

- For standing army for not more than two years, 5.
- No money to be drawn from State Treasury except in consequence of, 10.

ARREST, CIVIL—

- Elector exempt from, when, 7.
- Members of Legislature exempt from, when, 9.

ASSEMBLY, MEMBERS OF—

- When and how chosen, 8.
- Term of office of, 8.
- Qualifications of, 8.

ASSEMBLY—

- Sole power of impeachment, 19.
- Majority of all members elected to, necessary to impeachment, 19.

ATTAINDER—

- Bill of, prohibited, 6.

ATTORNEY GENERAL—

- How chosen, term, and eligibility, 14, 25.
- Member Board State Prison Commissioners, 15.
- Member Board of Examiners, 15.
- Duties of, 15.
- Salary during first term, 28.
- First term of office, 28.

CONSTITUTION OF THE STATE OF NEVADA— (Continued.)**BAIL—**

- Excessive, not to be required, 5.
- Persons entitled to, 5.
- Persons not entitled to, 5.

BALLOT—

- All elections by people to be by, 7.

BANKS—

- Notes of, not to circulate as money, except, 20.

BENEVOLENT INSTITUTIONS—

- To be fostered and supported, 23.
- State may loan credit, or subscribe to, 20.

BOARD OF EXAMINERS—

- Who to constitute, powers and duties, 15.

BOUNDARY—

- Of the State of Nevada, 24.
- Addition to, how made, 24.

BRIBERY—

- Disqualifications of persons convicted of, 9.

CENSUS—

- When and how taken, 26.

CITIES AND TOWNS—

- Provision to be made for incorporation of, 20.
- Taxation and debts of, restricted, 20.
- To support own officers, 31.

CLERK—

- Of Supreme Court to be provided for, 11.
- Of County, to be provided for, 11.
- Of County, to be ex officio Clerk of District Court, 11.
- Of Supreme Court, to keep office at Capitol, 26.

COMMISSIONERS OF STATE PRISON—

- Who to constitute Board of, powers and duties, 15.

COMMISSIONS—

- Form of State officers and District Judges, 14, 31.

CONSTITUTION—

- Of State, how amended and revised, 26.
- Debates and proceedings on, to be published, 31.
- Who entitled to vote on adoption of, 32.
- When and how submitted to the people, 33.
- Return of votes on, how made, 33, 34.
- When established, 33.
- Of United States adopted, 3.

CONTRACTS—

- Obligation of, not to be impaired, 6.
- Existing under Territorial government, not to be affected, 27.

CONTROLLER OF STATE—

- How chosen, term of office, and eligibility, 14, 25.
- Duties of, 15.
- To keep office at seat of government, 26.
- Salary of, during first term, 28.
- Elected for first term, when to qualify, 30.
- To give official bond, 31.

CONSTITUTION OF THE STATE OF NEVADA— (Continued.)**CORPORATIONS—**

- May be formed under general laws, 19.
- Special legislation in regard to, prohibited, 19.
- Property of, liable to taxation, 19.
- Property of certain, may be exempt from taxation, 19.
- Dues from, how secured, 20.
- May sue and be sued, 20.
- Right of way for, when to be appropriated, 20.
- Liabilities of stockholders of, 20.
- Prohibited from circulating notes as money, 20.
- Municipal powers of, to be restricted, 20.
- State not to be stockholder or loan credit, except, 20.

COUNTIES—

- Not to become stockholders or loan credit, except, 20.
- Provide for aged and infirm persons, 24.

COUNTY COMMISSIONERS—

- Election of, to be provided for, and duties, 10.
- County Clerk, ex officio clerk of, 11.

COUNTY DEBTS—

- Not to be assumed by State, exception, 21.

COUNTY GOVERNMENTS—

- System of, to be established, 10.

COUNTY OFFICERS—

- Election of, to be provided for, 11.
- To keep offices at county seat, 25.
- Under Territory, continued in office, 29.

COURT FEE—

- To be provided for, 18.

COURTS—

- Of record and municipal, 18.
- Jurisdiction of municipal, not to conflict with Courts of record, 18.

CREDIT OF STATE—

- Not to be loaned, exception, 20.

CRIME—

- Rights of persons charged with, 5.
- Disqualification of persons convicted of, 9.
- Existing prosecutions not affected, 27.

DEBTORS—

- To enjoy necessary comforts of life, 6.
- Reasonable exemption of property to be secured, 6.
- Imprisonment of, forbidden, exception, 6.

DEBT, STATE—

- Limitation of, 20.
- Shall be specially authorized, 20.
- Tax for payment of, to be levied, 21.
- Contracts in excess of limitation, to be void, 21.
- Territorial liabilities to become part of, 28.

DEFALCATION—

- Of public funds, persons guilty of, to be disqualified from holding public office, 9.
- Laws to be passed for punishment of, 9.

CONSTITUTION OF THE STATE OF NEVADA— (Continued.)**DISTRICT ATTORNEYS—**

Election of, to be provided for, 11.

To keep office at county seat, 25.

DISTRICT COURTS—

Judges of, how elected, and term of office, 16.

Original jurisdiction, 17.

Appellate jurisdiction, 17.

Powers of, 17.

Times of holding, to be fixed by law, 17.

To be held at county seat, exception, 17.

Judges of, to receive compensation fixed by law, 18.

Compensation of Judges of, not to be increased or diminished during term, 18.

Judges of, liable to impeachment, 19.

Judges of, may be removed by Legislature, 19.

Salaries of Judges of, 30.

Salaries of Judges of, how changed, 30.

Judges of, first elected, how commissioned and when to qualify, 31.

Vacancies in office of Judges of, how filled, 31.

Cases in Probate Courts to be transferred to, 31.

EDUCATION—

To be encouraged by Legislature, 21.

Common schools to be provided for, 21.

Attendance upon public schools, laws to secure general, to be passed, 21.

Proceeds of lands appropriated for purposes of, 22.

Proceeds of escheated estates, fines, etc., appropriated for purposes of, 22.

State University and Normal Schools to be provided for, 22.

Board of Regents created and powers of, 23.

Sectarianism in educational institutions prohibited, 23.

ELECTIONS—

Who entitled to vote at, 6.

Voter at, privileged from civil arrest, 7.

Who not entitled to vote at, 6.

Residence of voters at, in what cases not lost or gained, 7.

By the people, to be by ballot, 7.

By Legislature, to be *viva voce*, 7.

Laws to be passed regulating, 7.

Bribery, etc., laws to be passed prohibiting, 9, 11.

Plurality vote at, to constitute choice, 26.

Adoption of Constitution, manner of holding, for, 33, 34.

Adoption of Constitution, returns of, 34, 35.

ELECTORS—

Qualifications of, 6, 7.

Who disqualified from being, 6.

Privileged from arrest, 7.

Registration of, provision to be made for, 7.

EMBEZZLEMENT—

To be punished as a felony, 9.

Persons guilty of, disqualified from holding office, 9.

EXECUTIVE DEPARTMENT—

Supreme executive power vested in the Governor, 12.

CONSTITUTION OF THE STATE OF NEVADA— (Continued.)**Ex Post Facto Law—**

Prohibited, 6.

Fees—

Not to be received by judicial officers, except Justices of the Peace, 18.

Court fee to be provided for, 18.

Not to be received by certain officers to their own use, 28, 30.

Fines—

Excessive not to be imposed, 5.

Militia, no imprisonment for, in time of peace, 6.

Collected under penal laws, to go to school fund, 22.

Accruing to Territory, to inure to State, 27.

Fiscal Year—

When to commence, 20.

Foreigners—

Rights of property of, secured, 6.

Forgery—

Disqualification of persons convicted of, 11.

Governor—

To sign all laws, 12.

Supreme executive power vested in, 12.

How elected, and term of office, 12.

Who eligible to office of, 13.

Returns of elections for, how made, 13.

Plurality of votes to elect, 13.

In case of tie in election for, Legislature to elect, 13.

Shall be Commander in Chief, 13.

Shall transact all executive business with officers of the government, 13.

May require information in writing from officers of the Executive Department, 13.

Shall see that the laws are faithfully executed, 13.

Shall have power to fill vacancies in office, 13.

May convene Legislature by proclamation, 13.

Shall communicate with Legislature by message, 13.

May adjourn Legislature in case of disagreement between the two Houses, 13.

No person holding office under the United States to hold office of, 13.

Shall have power to suspend collection of fines, etc., 14.

May suspend execution of sentence for treason, 14.

May grant reprieves for a limited period, 14.

Shall report to Legislature reprieves and pardons granted, 14.

Shall constitute one of Board of Pardons, 14.

Shall be keeper of the Great Seal, 14.

Shall sign grants and commissions, 14.

Lieutenant Governor to perform duties of, in certain contingency, 14.

President pro tem. of Senate to act as, when, 14.

Shall constitute one of Board of Examiners, 15.

Shall constitute one of Board of State Prison Commissioners, 15.

Liable to impeachment, 19.

To constitute one of first Board of Regents, 23.

Power to call out militia, 23.

To keep office at seat of government, 26.

Salary, for first term of office, 28.

CONSTITUTION OF THE STATE OF NEVADA— (Continued.)**GRANTS—**

Forms of, 14.

HABEAS CORPUS—

Writ of, shall not be suspended, except in case of rebellion or invasion, 5.

Writ of, may be issued by Supreme and District Courts, and by Justices of such Courts, 16, 17.

HOMESTEAD—

Exempt from forced sale, except for taxes, purchase money, improvements, and lien given by consent, 11.

How alienated, 11.

Provision to be made by law for recordation, 11.

IMPEACHMENT—

Power of, 19.

How tried, and who liable to, 19.

Judgment on, 19.

Party convicted on, liable to punishment according to law, 19.

IMPRISONMENT FOR DEBT—

Forbidden, except in certain cases, 6.

INDICTMENT—

Persons not to be held to answer for capital or other infamous crimes, except on, 5.

Prosecutions of, in what name and style conducted, 18.

INTELLECTUAL IMPROVEMENT—

To be encouraged, 21.

JEOPARDY—

Persons not to be put in, twice for same offense, 5.

JUDGES—

Not to receive fees for own use, 18.

Compensation of, not to be increased or diminished during term, 18.

Salaries of, how paid, 18.

Ineligible to other office during term for which elected, 18.

Not to charge juries as to matter of fact, 18.

Absence from State to vacate office of, when, 18.

Of Territorial Courts, when superseded, 18.

Liable to impeachment, 19.

May be removed from office by Legislature, 19.

Salaries of, 28, 30.

Salaries of, may be changed, 18, 30.

First election under Constitution, when to qualify, 31.

JUDICIAL DECISIONS—

Provisions to be made for publication of, 25.

Free for publication to any person, 25.

JUDICIAL DEPARTMENT—

Power of, where vested, 15.

Causes to be removed from Territorial Courts, 28.

JURISDICTION—

Person charged with powers pertaining to one department of the Government inhibited from exercising those of another, 8.

Of Supreme Court, 16.

Of the Districts Courts, 17.

CONSTITUTION OF THE STATE OF NEVADA (JURISDICTION)— (Continued.)

Of Justices' Courts, 17.
Of Municipal Courts, 18.

JURY—

Right of trial by, secured, 4.
Trial by, may be waived in certain cases, 4.
Three fourths of, may find verdict in civil cases, 4.
Legislature may require unanimous verdict, 5.
Presentments by, in certain cases before prosecution, 5.
Qualified electors only to serve on, 10.
Crimes which disqualify from serving on, 11.
Charges to, how to be made, 18.

JUSTICES OF THE PEACE—

Numbers, powers, and duties of, to be fixed by law, 17.
Jurisdiction of, restricted, 17.
Criminal jurisdiction of, 17.
Concurrent jurisdiction of, 17.
Appeals from Courts of, to be fixed by law, 18.
May receive fees for own use, 18.

LAWS—

Ex post facto forbidden, 6.
Impairing obligations of contracts forbidden, 6.
Bill of attainder forbidden, 6.
Every law to embrace but one subject, 9.
Not to be amended or revised by reference to title only, 9.
May originate in either House of Legislature, 9.
Local or special, forbidden in certain cases, 10.
To be general and of uniform operation, 10.
Enacting clause of, 10.
Bill, no law enacted except by, 10.
Must be approved by the Governor, 12.
How passed over Governor's veto, 12.
How bills become, without Governor's approval, 12.
Provisions to be made for speedy publication of, 25.
Free to be published by any person, 25.
Territorial, to remain in force, 27.

LEGISLATURE—

Basis of representation in, 6.
Election by, *viva voce*, 7.
Powers of, vested in Senate and Assembly, 8.
Sessions to be held at seat of government, 8.
Sessions of, when to commence, 8.
Members of, how and when chosen, 8.
Who eligible to, and terms of office, 8.
Each House to choose its own officers and judge of the qualifications of its own members, 8.
How members of, may be expelled, 8.
May punish for contempt, 8.
Member not to be appointed to office created during his term, 8.

- CONSTITUTION OF THE STATE OF NEVADA (LEGISLATURE)— (Continued.)**
- Who not eligible to, 9.
 - Members privileged from civil arrest, 9.
 - Vacancies in, how filled, 9.
 - Quorum to do business, 9.
 - Journal of proceedings to be kept and published, 9.
 - Doors of each House to be kept open, exception, 9.
 - Neither House shall adjourn without consent of the other for more than three days, 9.
 - Any bill may originate in either House, 9.
 - Laws, what to embrace and how amended, 9.
 - Bills, how read, passed, and signed, 9, 10.
 - County and township governments to be established, 10.
 - Election of County Commissioners to be provided for, 10.
 - Compensation of officers and employés of, how drawn and paid, 11.
 - Members to receive fixed compensation, 11.
 - Duration of sessions, 11.
 - To elect United States Senators, 12.
 - Bills, when to become laws, 12.
 - May be convened by proclamation by Governor, 13.
 - In case of disagreement of the Houses, may be adjourned by the Governor, 13.
 - Assembly to have sole power of impeachment, 19.
 - Senate to try all impeachments, 19.
 - To provide for annual tax, 20.
 - Limitation of powers as to creation of debt, 20, 21.
 - Oath of office, 24.
 - Number of members restricted, 25.
 - Pay and apportionment of members, 28.
 - Terms of members elected at first election, 29.
 - Session of first Legislature, when to commence, 29.
 - Limitation of powers as to taxation, 31.
- LIEVEL—**
- Evidence that may be given in prosecutions or actions for, 5.
- LIEUTENANT GOVERNOR—**
- When and how elected, 14.
 - Powers and duties of, 14.
 - President of the Senate, 14.
 - To act as Governor in certain contingencies, 14.
 - Eligibility and term of office, 14.
 - Elected for first term under Constitution, when to qualify, and term of office, 30.
- LOTTERY—**
- Shall not be authorized, 10.
 - Sale of tickets in, shall not be allowed, 10.
- MILITARY—**
- Trial of offense in, 5.
 - To be subordinate to civil power, 5.
 - Standing army not to be kept in time of peace, 5.
 - Appropriation for standing army not to be for longer time than two years in time of war, 5.
 - Soldiers not to be quartered in house without consent of owner, 6.
 - Governor to be Commander in Chief, 18.

CONSTITUTION OF THE STATE OF NEVADA (MILITARY)— (Continued.)

Organization of militia, 23.

Governor may call out militia, when, 23.

MONEY—

State Treasury, how drawn from, 10, 11.

Statement of receipts and expenditures of, to be published with laws, 10.

Bank notes and paper, not to circulate as, exception, 20.

MORAL IMPROVEMENT—

To be encouraged, 21.

OATH OF OFFICE—

Form of, 24, 25.

ORDINANCE—

To form Constitution and State Government, 3.

Prohibits slavery, 3.

Secures religious toleration, 3.

Disclaims right and title to public lands, 3.

Exempts United States property from taxation, 4.

For submitting Constitution to vote, for ratification or rejection, 32-36.

OFFICE—

Who ineligible to, 8, 9, 25.

Who disqualified by crime from holding, 9.

Of Governor, who eligible to, 14.

Of other State officers, who eligible to, 15.

Justices Supreme Court and District Judges ineligible to other than judicial, 18.

Tenure of, may be declared, 25.

OFFICERS—

Certain judicial, not to receive fees, 18.

Who impeachable, 19.

Liable to be punished according to law, whether convicted or not upon impeachment, 19.

Judicial, how removed from office, 19.

Not herein provided for, how chosen, 25.

Certain, not to receive perquisites, 28, 30.

Salaries of certain, 28.

Territorial, continued, 29.

State, terms of, 28, 30, 31.

Of Lander County, special provisions concerning, 29.

State and judicial, first elected, when to qualify, 28.

To be commissioned by the Governor, 31.

Of counties, towns, etc., how supported, 31.

OFFICES—

County officers to hold, at county seat, 25.

State officers, to be kept at seat of government by certain, 26.

PARAMOUNT ALLEGIANCE—

Due to the Government of the United States, 4.

PARDONS—

By whom granted, 14.

Granted, to be reported to the Legislature, 14.

PERJURY—

Disqualification of persons convicted of, 10, 11.

CONSTITUTION OF THE STATE OF NEVADA— (Continued.)**PERPETUITIES—**

Not allowed except for eleemosynary purposes, 25.

PETITION—

Right of, secured, 5.

POLL TAX—

Payment of, to be provided for, 7.

POWER—

Political, inherent in the people, 4.

Military, to be subordinate to civil, 5.

POWERS—

Of Federal Government declared, 4.

Of State Government distributed, 8.

PRESIDENT OF THE SENATE—

Lieutenant Governor to be, ex officio, 14.

Powers and duties of, 14.

PRESIDENT OF THE SENATE PRO TEM.—

To act as Governor, when, 14.

PRESS—

Liberty of, secured, 5.

PROPERTY—

Of United States exempted from taxation, 4.

No person to be deprived of, except by due process of law, 5.

Private, not to be taken for public use, without just compensation made or secured, exception, 5.

Reasonable exemption of, from execution, to be provided for, 6.

Of foreigners, to be protected, 6.

Separate, of wife, may be held by her, 11.

Of corporations, subject to taxation, 19.

Assessment and taxation of, to be equal and uniform, 21.

Of Territory, to vest in State, 27.

PROSECUTIONS—

Name and authority of, 18.

Existing, not affected, 27.

PUNISHMENT—

Cruel or unusual, forbidden, 5.

RELIGION—

Freedom of, secured, 3-5.

Not to render witness incompetent, 5.

Freedom of, not to excuse licentiousness, 5.

REPRESENTATION—

To be apportioned according to population, 6.

RESIDENCE—

Of elector to be actual, and not constructive, 6.

For purpose of voting, what not to affect, 7.

RIGHTS—

Declaration of, 4, 5, 6.

Enumeration of, not to impair others, 6.

Existing, not to be affected, 27.

ROOF COUNTY—

To be attached to Washoe County for certain purposes, 31.

CONSTITUTION OF THE STATE OF NEVADA— (Continued.)

SALARIES—

- Of judicial officers, not to be increased or diminished, 18.
- Of judicial officers, how to be paid, 18.
- Certain, may be increased or diminished by Legislature, 25.
- Of State officers elected first term under the Constitution, 28.
- Pay of Senators and Assemblymen, 28.
- Of Judges of District Courts, 30.
- Of county officers, etc., paid by counties, 31.

SCHOOLS—

- System of common, to be provided for, 21.
- Normal and other, may be established, 22.
- State lands, proceeds of, devoted to, 22.
- Special tax for support of, 22.
- Sectarian instruction in, prohibited, 23.

SCIENTIFIC IMPROVEMENT—

- To be encouraged, 21.

SEARCHES—

- Security against unreasonable, provided for, 6.
- Warrant for, when to issue, 6.

SEAT OF GOVERNMENT—

- Located at Carson City, 24.
- No appropriation to be made for Capitol buildings for three years, 24.

SECRETARY OF STATE—

- Who eligible to the office of, 15.
- When elected, and term of office of, 14.
- Powers and duties of, 15.
- To be member of Board of Examiners, 15.
- To be member of Board of Prison Commissioners, 15.
- Liable to impeachment, 19.
- To be member Board of Regents, 23.
- Required to keep office at seat of government, 26.
- Salary of, first term under Constitution, 28.

SENATE—

- To try all impeachments, 19.

SENATORS, STATE—

- When elected, and term of office, 8.
- Who eligible to office of, 8.
- Number of, 8.
- Pay of, 28.
- First apportionment of, 28.
- To be divided into two classes, 29.
- One half to be chosen biennially, 29.
- Two classes of, to be kept equal, 29.

SENATORS, UNITED STATES—

- How and when elected, 12.

SHERIFFS—

- Election of, to be provided for, 11.

SLAVERY—

- Forbidden, with exception of involuntary servitude for punishment of crime, 6.

CONSTITUTION OF THE STATE OF NEVADA— (Continued.)**SPEECH—**

Liberty of, secured, 5.

STATE PRISON—

Board of Commissioners of, who to constitute, 15.

To be established, 23.

SUFFRAGE—

Right of, who entitled to, 6.

Persons convicted of certain crimes, disqualified from right of, 6.

SUIT AGAINST STATE—

Provision to be made by law for bringing, 10.

SUPERINTENDENT OF PUBLIC INSTRUCTION—

Liable to impeachment, 19.

Election, term of office, and duties of, 21.

To be member of Board of Regents, 23.

Salary for first term under the Constitution, 28.

SUPREME COURT—

Clerk to be elected, 11.

Justices of, members of Board of Pardons, 14.

How composed, and quorum of, 15.

Chief Justice of, who, 15, 16.

Election, terms of office, and classification of Justices, 15, 16.

Terms of, when and where to be held, 17.

Jurisdiction and powers of, 16.

Justices of, not to receive fees, 18.

Justices of, ineligible to office during term, 18.

Justices of, liable to impeachment, 19.

Chief Justice of, to preside over Senate on trial of impeachment of Governor or Lieutenant Governor, 19.

Decisions of, to be published, 25.

Vacancies in office of Justice of, how filled, 31.

TAXATION—

Special legislation concerning, forbidden, 10.

Annual tax, sufficient to pay expenses of State, to be levied, 20.

To be equal and uniform, 21.

Property liable to, 19, 21.

Property which may be exempted from, 21.

Special tax for support of common schools and State University to be levied, 23.

Restriction on, 31.

TERRITORY OF NEVADA—

Judicial officers of, when superseded, 18, 19.

Laws of, to remain in force, 27.

Fines accruing to, to inure to State, 27.

Recognizances and bonds to, to remain valid, 27.

Actions commenced in Courts of, to continue, 27.

Property of, to vest in State, 27.

Indebtedness of, assumed by State, 28.

Certain officers of, to continue in office, 29.

TREASON—

Of what to consist, 6.

Conviction of, how only obtained, 6.

CONSTITUTION OF THE STATE OF NEVADA— (*Continued.*)**TREASURER OF STATE—**

- How chosen, term of, eligibility, 14.
- Liable to impeachment, 19.
- Office at seat of government, to keep, 26.
- Salary of, for first term under Constitution, 28.
- Not to receive to his own use, 28.
- Bonds, to give, 31.

TREASURY—

- No money to be drawn from, but on appropriation, 10, 11.
- Statements of the receipts and expenditures of, to be published with laws, 11.
- Money, how drawn from, 11.
- Members of Legislature to be paid out of, 11.

TRIAL—

- By jury, secured, 4.
- Rights of accused on, 5.
- In criminal, no person compelled to be a witness against himself, 5.

UNITED STATES GOVERNMENT—

- Powers of, declared, 4.
- Paramount allegiance due to, 4.

UNIVERSITY—

- To be established, 22.
- Departments of learning in, 22.
- Fund created for support of, 22, 23.
- Board of Regents of, 23.
- Sectarian instruction in, prohibited, 23.

VETO—

- Of Governor, how exercised, 12.
- How law passed over, by Legislature, 12.

VOTER—

- Qualifications of, 6.
- Who not entitled to be, 6.
- Persons convicted of certain crimes disqualified as, 6.
- Residence of, what not to affect, 7.
- Registration of, to be provided for, 7.
- Poll tax may be required of, 7.
- In military or naval service of United States, 7.

WIFE—

- May hold certain property as separate property, 11.
- Laws to be passed defining property rights of, 11.
- Laws to be passed providing for registration of separate property of, 11.

YEAS AND NAYS—

- When to be entered on Journals of the Legislature, 9.

CONDON, THOMAS—

- Act for relief of, 125.

COOK, WILLIAM—

- Act to authorize the Mayor and Board of Aldermen of Virginia City to pay the claim of, 67-69.
- Bonds to be issued and delivered, 68.
- Bonds, fund created to pay, 68.
- Bonds, to be surrendered, how, 68.
- Bonds, how redeemed and canceled, 69.

CORPORATIONS—

- Act to amend Act relative to foreign, 57, 58.
- Certificate must be filed, 57.
- Must file list of officers, and correct the same, 57.
- Recorder's certificate evidence of existence, 58.
- Failure to file certificate a misdemeanor, 58.

COUNTY COMMISSIONERS—

- Act to amend Act creating Boards of, 83, 84.
- To act as canvassers, 83.
- To recount in certain cases, 84.

COUNTY SEATS—

- Act to provide for removal of, 139, 140.
- Three fifths of taxpayers to petition, 139.
- Election to be held, when, 139.
- Votes, how canvassed, 139.
- Officers, books, papers, etc., to be removed, 140.

COURT COMMISSIONERS—

- Act authorizing District Judges to appoint, 123, 124.

COURT, SUPREME—

- Act to authorize the issuance of restraining orders by, pending appeals, 77.
- Act to repeal Act authorizing issuance of restraining orders by, pending appeals, 144.

COUNTY TREASURERS—

- Act fixing salaries of, 78, 79.

CRIME AND LICENTIOUSNESS—

- Act to prohibit certain advertisements tending to promote, 73.

CRIMES AND PUNISHMENTS—

- Act to amend Act concerning, 75.
- Dueling, penalty for, 75.
- Death from dueling, deemed manslaughter, 75.
- Act to amend Act concerning, 75, 76.
- Arson in second degree defined, 76.
- When guilty of murder, 76.
- Penalty for killing or poisoning cattle, 76.
- Act to punish willful and fraudulent killing of stock running at large, 76.
- Felony to sell hide with brand cut out, 76.

CRIMINAL PRACTICE—

- Act to amend Act to regulate proceedings in criminal cases, etc., 52.
- Amending section four hundred and seventy-three, as amended in statutes eighteen hundred and seventy-five, 53.

CRUELTY TO WOMEN—

- Act to prevent, 82, 83.
- See WOMEN, 82, 83.

D**DEFICIENCIES—**

- In eleventh and twelfth fiscal years, appropriation to pay, 86, 87.

DELONG, C. E.—

- Act to pay for services of, 182.

DESTRUCTION OF FISH—

- Act to prevent, 55, 56.

DESTRUCTION OF NOXIOUS ANIMALS—

Act providing for, repealed, 47.

DISTRICT ATTORNEYS—

Act to amend Act concerning, 184.

Salaries of, 184.

DISTRICT JUDGES—

Act authorizing, to appoint Court Commissioners, 123.

DISTRICTS, JUDICIAL—

Act to redistrict the State, 164-166.

DRIESBACH, A. B.—

Act to pay claim of, 120.

DUELING—

Act punishing, 75.

E**ELKO COUNTY—**

Act for relief of Harry A. Harville, 58.

Act to attach portion of, to Eureka County, 64-66.

Payment to be made to, 65.

Duty of Clerk of, 65.

Suits transferred, when, 65.

Duty of Recorder of, 65.

Recorder, compensation of, 66.

Act authorizing payment of James M. Mateer, 108.

Act authorizing School Trustees of District Number One to issue bonds to provide buildings, 200-202.

Bonds authorized, 200.

Bonds, rate of interest to be paid, 201.

How paid, 201.

By whom signed, 201.

Tax authorized, 201.

Interest, how paid, 202.

ESMERALDA COUNTY—

Act to create Current Expense Fund for, 98, 99.

Tax to be levied, 98.

Fund created and how used, 98.

Fund, salaries not to be paid from, 98.

Act to authorize Commissioners of, to issue bonds and provide for payment, 198.

Rate of interest, 198.

Money to be set apart to pay bonds, 198.

ESTATES OF DECEASED PERSONS—

Act to amend Act to regulate settlement of, 92.

Separate book to be kept, 92.

Publication, how made, 92.

Act to amend Act to regulate settlement of, 168.

Wills proved and letters granted, how, 168.

ESTRAY ANIMALS—

Act to amend Act concerning, 90, 91.

To be reported to Justice of the Peace, 91.

ESTRAY ANIMALS— (*Continued.*)

- Appraisers of, to be appointed, 91.
- Notice of, to be published, 91.
- Not to be used, 91.
- Act to amend Act concerning, 186.
- Fees of Justice and Recorder, 186.
- Costs, by whom paid, 186.

EUREKA COUNTY—

- Act to authorize the issuance of bonds, and to provide for payment of the same, 47, 48.
- Bonds, amount of, to be issued, 47.
- Bonds, rate of interest of, 47.
- Auditor to set apart money to pay interest on, 47.
- Money to be set apart to pay bonds in full, 48.
- Act to authorize Commissioners of, to change the apportionment of revenues to certain funds, 54.
- Act to attach portion of Elko County to, 64.
- Act to pay claim of F. O. Gorman and Wm. H. Long, 160.

EUREKA, TOWN OF—

- Act to incorporate, 99-108.
- Boundaries, 99.
- Trustees, Board of, created, 99.
- Trustees, how chosen, 99.
- Election, when held, 99.
- Trustees to elect President, 100.
- Vacancy in Board, how filled, 100.
- Powers of Board, 100-103.
- Town officers to give bonds, 103.
- Duties of Trustees, 103.
- Style of ordinances, 103.
- Justices to be Town Recorders, 104.
- Recorders, powers of, 104.
- Treasurer, duties of, 104.
- Clerk, duties of, 104.
- Officers, duties of, 105.
- Taxes, property how sold for, 105.
- Ordinances to be printed, 106.
- Fees of officers, 106.
- Act to be submitted to electors, 107.
- To be divided into wards, 107.

F**FIRE DEPARTMENT—**

- Act to repeal Act regulating, of Virginia City, 109.

FISH—

- Act to amend Act to prevent the destruction of, 55, 56.
- Ladders must be built, 55.
- Penalty for failure to build ladders, 56.
- Act to provide for better enforcement of Act to amend Act to prevent destruction of, 140, 141.
- Duty of peace officers, 140.

FISH-- (*Continued.*)

- Any person may make complaint, 140.
- Act to provide for preservation of, 179-181.
- Governor to appoint Commissioner, 179.
- Commissioner, duty of, 179.
- Office, term of, 179.
- Ladders to be built over dams, 179, 180.
- Penalty for failure, 180.
- Time when fish shall not be taken, except with hook and line, 180.
- May be taken for spawn, 180.
- Penalty for taking, from private ponds, 180.
- Young fish captured to be returned to the water, 180.
- Commissioner, expenses to be paid, 181.
- Commissioner, to make report, 181.
- Indians may fish at any time, how, 181.
- Misdemeanor to employ Indians to fish, 181.

FOREST TREES--

- Act to amend Act to encourage growth of, 185.
- Condition upon which premium paid, 185.

G**GAME, WILD--**

- Act to preserve, 85.
- Unlawful to kill certain, 85.
- Time when not to be killed, 85.
- Penalty for trapping or killing, 85.

GAMING--

- Act to amend Act to restrict, 94, 95.
- License to be paid quarterly, 95.
- When not to be on first floor, 95.
- Minors must not be admitted, 95.
- Act to prohibit winning money from persons who have no right to gamble, 173, 174.
- Certain persons forbidden, 173.
- Family or creditor to give notice, 173, 174.
- Misdemeanor to take money, 174.
- License to be subject to this Act, 174.
- Officers to keep list of places, 174.

GAS COMPANIES--

- Act to grant certain privileges to, 94.
- May erect buildings, etc., 94.

GAS METERS--

- Act to provide Inspectors of, 202.
- Inspectors, who to be, 202.
- Apparatus to be provided, 202.
- Seal to be provided, 202.
- Inspectors may appoint deputies, 202.
- Inspectors, duty of, 202.
- Misdemeanor to use unsealed meter, 203.

GAS METERS— (Continued.)

Meter may be inspected at any time, 203.
Fee, and how paid, 203.

GOLD HILL—

Act to amend Act to incorporate the Town of, 87-89.
Power of Trustees, 87.
Trustees may levy tax, 87.
Taxes, how collected and when, 87.
Trustees may condemn property, 88.
Trustees, powers of, 88, 89.
Limitation of debt, 89.
Style of ordinances, 89.

GORMAN, F. O.—

Act to pay claim of, 160.

H**HARVILLE, HARRY A.—**

Act for relief of, 58.

HIGHWAYS—

Act to amend Act in relation to, 141-143.
Road districts, how organized, 141.
Road fund, how created, 142.
Tax may be levied, 142.
Property may be seized for tax, 142.
Roads, how opened, 142.
Property, how condemned, 143.
Aggrieved parties may commence action, when, 143.
Roads not to run diagonally through lands, 143.

I**INCORPORATIONS—**

Gold Hill, Act to amend Act to incorporate, 87-89.
Eureka, Act to incorporate, 99-108.
Carson City, Act to amend Act to incorporate, 117.
Silver City, Act to incorporate, 134-139.
Virginia City, Act to reincorporate, 145-158.
Act to, benevolent societies, 169.

INDIANS—

Act to prohibit the sale of ardent spirits, 133, 134.
Made misdemeanor, 133.
Penalty, 133.
Indians may testify, 133.
Justices' Courts to have jurisdiction, 134.

INSANE, INDIGENT—

Act to enable Commissioners of, to make certain provisions for care of, 141.

INSPECTORS—

Act to create, of Gas Meters, 202, 203.

J**JUDGES, DISTRICT—**

- Act authorizing, to appoint Court Commissioners, 123.
- Commissioners, powers and duties of, 123.
- Commissioners, may administer oaths, 123.
- Commissioners, fees of, 124.

JUDICIAL DISTRICTS—

- Act to redistrict the State, 164.
- Terms of Court in, 165.
- Salaries of Judges, 165.

JURIES—

- Act to amend Act concerning, 176.
- Who to be exempt from, 177.
- District Judges may prescribe bounds, 177.
- Persons without said bounds exempt from, how, 177.
- Clerk to grant certificate, 177.
- Fees, how disposed of, 177.
- Judge to verify account of clerk, 178.
- Jurors, how paid, 178.
- Act to amend Act concerning, 185.
- Mileage and per diem of, 185.

K**KLINE, JACOB—**

- Act for relief of, 58.

L**LABAN, EDWARD—**

- Act for relief of, 128.

LANDS, PUBLIC—

- Act to amend Act for relief of inhabitants of towns and cities on, 186.

LANGDON & CLARK—

- Act to pay claim of, 108.

LAWS OF NEVADA—

- Act authorizing publication of, enacted by the Legislature, 144.

LEGISLATURE—

- Act to provide for purchase of certain supplies for, 115.
- Act to provide for payment of certain expenses of, 133.
- Act authorizing publication of laws of, 144.

LEGISLATIVE FUND—

- Act creating, 45.
- State Treasurer to set apart, 45.
- State Controller to draw warrants on, 45.
- Exempted from operation of certain Act, 45.
- Balance in, to revert to General Fund, 45.

LIBRARY, STATE—

- Act to provide for payment of services of clerk of, 64.
- Act to amend Act relating to, 166.
- Amends section nine, 166.

LICENTIOUSNESS AND CRIME—

- Act to prohibit advertisements tending to promote, 73.
- Certain advertisements to be unlawful, 73.
- Penalty for violating provisions, 73.
- Circulation of certain papers forbidden, 73.
- Not to interfere with licensed physicians, 74.

LIENS—

- Act supplementary to Act to secure to mechanics, etc., 90.
- Parties furnishing ore to mills to have preference, 90.

LINCOLN COUNTY—

- Act to amend Act to fund indebtedness of, 46.
- Treasurer to pay interest from Interest Fund, 46.
- Treasurer to give certificates if Interest Fund exhausted, 46.
- Commissioners may transfer money to Sinking Fund, 46.
- Act to create Current Expense Fund for, 193.
- Tax authorized, 193.
- Fund, how disbursed, 194.
- Surplus, how disposed of, 194.

LONG, WILLIAM H.—

- Act to pay claim of, 160.

LYON COUNTY—

- Act authorizing the building of a jail at Silver City, 72.
- Act to incorporate Silver City, 134-139.
- Act to amend Act to place on cash basis, and provide for outstanding indebtedness, 166.

M**MASONS, GRAND LODGE OF—**

- Act to extend provisions of Act to incorporate, 169.

MATEER, JAMES M.—

- Act authorizing Elko County to pay claim of, 108.

MINERALOGIST, OFFICE OF—

- Act to abolish, and provide for care of State Museum, 59.
- Superintendent of Public Instruction to be Curator of State Museum, 59.
- Curator, duties of, 59, 60.
- Act creating, repealed, 60.

MINES—

- Act to protect the owners of stock shares in, 80, 81.
- Stockholders may examine, 80.
- Admitted into, day of the month to be kept posted, 80.
- Duty of County Clerk, 80.
- Penalty for refusing to admit to, 81.
- Act taxing mines producing one ton of ore per day, or less, 175.
- Act to provide for paying State's proportion of counsel fees, to enforce collection on the proceeds of mines, 190.

N**NOXIOUS ANIMALS—**

- Act to repeal Acts to provide for the destruction of, 47.

NYE COUNTY—

- Act to authorize County Commissioners to draw money from treasury for certain purposes, 59.
- To build jail at Tybo, 59.
- Auditor to draw warrant, 59.
- Act to create Current Expense Fund for, 159.

O**ODD FELLOWS—**

- Act incorporating Grand Encampment, 169.

OFFICERS, STATE—

- Act to provide for purchase of certain supplies for, 115.
- Act to amend Act requiring, to make duplicate reports, 168.

OPIUM—

- Act to regulate sale of, and to prevent smoking or otherwise using, 69, 70.
- Not to be given away, 69.
- To be sold only by druggists and apothecaries, 69.
- To be sold only upon prescription of physicians, 69.
- District Attorneys, fee of, 70.
- Misdemeanor, to keep house for smoking, 70.

P**PEDDLERS AND HAWKERS—**

- Act fixing license of, 79.

PRAY, A. W.—

- Act to pay claim of, 120.

PRINTER, STATE—

- Act abolishing office of, 161-164.
- See STATE PRINTER, 161.

PRISON, STATE—

- Act to amend Act to provide for government of, 66.

PUBLIC LANDS—

- Act to amend Act for relief of towns and cities upon, 186.
- Lots, etc., not conveyed within one year, to be sold, and proceeds applied to the erection of public buildings, 186.
- Notice of sale to be published, 186.

PUBLIC SCHOOLS—

- Act in relation to, amended, 70.
- See SCHOOLS, 70.
- Act to amend Act to provide for maintenance of, 187-190.

Q**QUEEN, CHARLES S.—**

- Act admitting, to practice law, 194.

R**RAIL, E. B.—**

- Act to pay claim of, 120.

RAILROADS—

- Act to amend Act to encourage the construction of, from Battle Mountain Station to Austin, 58.
- Act to amend Act granting right of way to Virginia City Coal Company, 93, 94.
- Survey to be completed, when, 94.
- Franchise may be transferred, 94.
- Act to grant right of way for wire rope, in Storey County, 205-207.
- Franchise granted, 205.
- Rights granted, 205.
- Time, when to be commenced and completed, 205, 206.
- Fare to be charged on, 206.
- To be taxed, 206.
- Property, how appraised, 206, 207.

REGENTS OF UNIVERSITY—

- Act defining duties and powers of, 176.
- To employ teacher, 176.
- Salary of teacher, 176.

REPORTS, OF STATE OFFICERS—

- Act to amend Act requiring, to make duplicate reports, 168.

REPORTS, SUPREME COURT—

- Act to provide for republication of certain volumes of, 112.
- By whom to be published, 112.
- Published, in what manner, 112.
- Amount to be paid per copy, 112.
- * Price, at what to be sold, 112.
- Secretary of State, duty of, 113.
- Officers to turn over to successor, 113.

REVENUE—

- Act to amend Act to provide, for the support of State government, 78.
See **TREASURERS**, 78.
- Act to amend Act to provide, for the support of State government, 79.
- Hawkers and peddlers' license, 79.
- Act to amend Act to provide for the support of State government, 169-173.
- Section twelve amended, 169.
- Assessment roll, how made, 169, 170.
- Form of, 171.
- Assessor may seize property to pay poll taxes, 171.
- Employers liable for poll taxes, 172.
- Assessment made at different times, 172.
- Duty of Auditor, 173.
- Act to amend Act to provide, 175.
- All property to be taxed, 175.
- Exceptions, 175.
- Act providing for taxing mines producing one ton or less of ore per day, 175.
- Act to amend Act to provide for the support of State government, 178.
- Amending section sixty-one, 178.
- Bankers divided into seven classes, 178.
- License for each class, 178, 179.

REWARDS—

- Act authorizing the payment of, 92.

ROADS—

Act to amend Act in relation to, 141.
See HIGHWAYS, 141-143.

ROADS AND BRIDGES—

Act to amend Act to provide for constructing and maintaining, 74.

RUFUS ADAMS—

Act to admit a certain paper purporting to be the last will and testament of, to probate, 56.

S**SALARIES—**

Of District Attorneys, 184.

SCHOOLS, PUBLIC—

Act to provide for maintenance of, amended, 70.

School moneys not to be used for sectarian purposes, 70.

Act to amend Act to provide for maintenance and supervision of, 187-190.

Superintendent to apportion moneys, 187.

County Treasurer, duties of, 187.

Money, how paid out, 187.

Treasurer to report to Superintendent, 187, 188.

County Superintendent to apportion moneys, 188.

County Superintendent to draw warrant, 188.

Not to draw warrant, when, 188.

Auditor to draw warrant, 188.

County Superintendent, duties of, 189.

Trustees, duties of, 190.

SCHOOL DISTRICTS—

Act to authorize Trustees of Number Ten, Washoe County, to issue bonds to provide buildings, 196-198.

Act to authorize Trustees of Number One, Elko County, to issue bonds to provide buildings, 200-202.

Act to authorize Commissioners of Storey County to issue bonds for school purposes in, 203-205.

SHEEHAN, THOMAS—

Act admitting to probate a certain paper purporting to be the last will and testament of, 93.

Paper declared to be valid, 93.

May be contested, 93.

SILVER CITY—

Act authorizing a jail built at, 72.

Act to incorporate, 184-189.

Boundary defined, 184.

Trustees, Board of, created, 184.

Trustees to elect President, 184.

Trustees, how elected, 185.

Election, general law to apply, 185.

President, duties of, 185.

Board Trustees, powers of, 186.

Property, how condemned, 186, 187.

SILVER CITY— (*Continued.*)

Certain officers of Lyon County to be city officers, 137.
Salaries of officers, 138.
Taxes, how applied, 138.
Debt, limitation of, 139.

SLAUGHTERING CATTLE—

Act requiring hides and ears to be kept ten days, 72.

SPIRITS, ARDENT—

Act to prohibit sale of, to Indians, 133, 134.
Indians may testify, 133.
Justices' Courts to have jurisdiction, 134.

STATE BUILDING FUND—

Act transferring money in, to General Fund, 132, 133.

STATE LIBRARY—

Act to provide for payment of services of clerk of, 64.
Act to amend Act in relation to, 166.
Directors, who to constitute, 166.

STATE MINERALOGIST—

Act creating office of, repealed, 59.

STATE OF NEVADA—

Act to provide for payment of certain claims against, 120, 121.
Act to appropriate money for the payment of certain claims against, 125, 126.
Act to appropriate money to pay certain claims against, 126.
Act to appropriate money to pay certain claims against, 127-131.
Act to prevent persons having claims against, from presenting the same twice,
132.

STATE PRINTER—

Act to abolish office of, 161-164.
Office abolished, 161.
Printing Commissioners to advertise, 161.
What printing authorized, 161.
Printing to be done by contract, 162.
Preference given to resident printers, 162.
Number of bills to be printed, 162.
Number of statutes and journals to be printed, 162.
Printing Board, how created, 163.
Style of printing, 163, 164.

STATE PRISON—

Act to amend Act to provide for government of, 66, 67.
Commissioners to control grounds, labor, etc., 66.
Secretary of Board of Commissioners, duty of, 66.
Warden, Legislature to elect, 66.
Warden, duties of, 67.
Warden, bond of, 67.
Vacancy in office of Warden, how filled, 67.

STATE OFFICERS—

Act to amend Act requiring, to make duplicate reports, 168.
Compensation, 168.

STATE SCHOOL FUND—

Act to provide for the purchase of Territorial bonds for benefit of, 191-193.
Money transferred from General Fund, 191.

STATE SCHOOL FUND— (*Continued.*)

- How money may be used, 191, 192.
- Bond to be issued to, 192.
- Tax authorized, 192.
- Treasurer to provide for interest, 192.
- Commissioners to advertise, 193.
- Commissioners to report, 193.

STATIONERY—

- Act to provide for purchase of certain, for State officers and Legislature, 115-117.
- Board of Examiners, duty of, 115.
- Board to advertise, 115.
- Bonds required from bidders, 115.
- Board may buy, how, 116.
- Secretary of State, duty of, 116.
- How issued to Legislature, 116.
- Surplus to be returned, 117.

STOCK RUNNING AT LARGE—

- Act to punish for fraudulent killing, 76.
- Felony to sell hide with brand cut out, 76.

STOCK SHARES—

- Act to protect the rights of owners of, in the mines of this State, 80, 81.
- See MINES, 80, 81.

STOREY COUNTY—

- Act to authorize payment of certain claims against, 61-63.
- Act to authorize Commissioners of, to issue bonds for certain purposes, and to provide for the payment thereof, 95-97.
- Loan authorized to pay for Court House, 96.
- Bonds payable in gold coin, 96.
- Rate of interest, 96.
- Bonds, coupons to be attached, 96.
- Bonds, how sold, 96.
- Fund created for payment of bonds, 96.
- Tax to be levied, 97.
- Bonds, how redeemed, 97.
- Contracts legalized, 97.
- Act to repeal Act authorizing Board of Commissioners of, to issue bonds for certain purposes, approved January twenty-ninth, eighteen hundred and seventy-seven, 124.
- Act to authorize Commissioners of, to issue bonds for school purposes, 203-205.
- Bonds authorized, 203.
- Bonds, how sold, 204.
- Money, how to be used, 204.
- Money to be set apart, 204.
- Bonds, how redeemed, 204, 205.

SUPREME COURT—

- Act to authorize the issuance of restraining orders by, pending appeals, 77. Repealed. See p. 102.
- Reports of, 112.
- Act to repeal Act authorizing, to issue restraining orders, pending appeals, 144.

T**TAX ON PROCEEDS OF MINES—**

Act to pay counsel fees in cases to enforce the collection of, 190, 191.

TERRITORIAL BONDS—

Act providing for purchase of, for State School Fund, 191-193.

TOLL ROADS AND BRIDGES—

Act to amend Act to provide for constructing and maintaining, 74, 75.

Expired and forfeited franchises to vest in county, 74.

County Commissioners empowered to lease, 74.

TREASURERS, COUNTY—

Act fixing salaries of, 78, 79.

How audited and paid, 78.

TREES, FOREST—

Act to amend Act to encourage growth of, 185.

U**UNIVERSITY, STATE—**

Act defining powers and duties of Board of Regents, 176.

V**VAGRANCY AND VAGRANTS—**

Act concerning, 181-184.

Defined, 181, 182.

Who are vagrants, 182, 183.

Indians and Chinese vagrants, when, 183.

Vagrants may be employed, 183.

Penalty for refusal to work, 183.

Sheriff may procure employment for, 183.

District Attorney, fee for conviction of, 184.

VIRGINIA CITY—

Act to legalize certain contracts, and for issuance of bonds to pay indebtedness thereby incurred, 48-52.

Contracts declared valid, 48.

Issuance of bonds authorized, 48.

Bonds to become due, when, 49.

Bonds, how signed, 49.

Coupons to be attached, 49.

Bonds, how to be sold, 49.

Bonds, Clerk to keep record of, 49.

Treasurer to pay interest, 49.

Tax authorized to pay bonds, 49.

Special Fund to be created, 50.

Appropriation to pay for preparing bonds, 50.

Bonds, how redeemed, 50.

When interest to cease, 50.

Bonds not due to be surrendered, how and when, 50, 51.

Tax to become a lien on property, 51.

VIRGINIA CITY— (*Continued.*)

- Tax, when levied and collected, 51.
- Tax Collector, percentage of, 51.
- Water Company to deliver property, when, 52.
- Water Company to furnish full supply of water, 52.
- Act to repeal Act to legalize certain contracts made by the Mayor and Board of Aldermen of, 57.
- Secretary of State directed to exclude from publication, 57.
- Act to authorize the payment of the claim of Wm. Cook, 67.
- Act to repeal Act to regulate Fire Department of, 109.
- Act to reincorporate, and provide for government of, 145–158.
- Boundaries, 145.
- Officers of, 145.
- Wards, and boundaries of same, 146.
- Officers and electors, qualifications of, 146.
- Election, when and how held, 146.
- Board of Aldermen to canvass vote, 147.
- Officers, when to qualify, 147.
- Board may create offices, 148.
- Board, time of meeting, 148.
- Members of Board to vote unless excused, 148.
- Meetings to be public, 148.
- Board, powers of, 148–153.
- Board to require bonds, 153.
- Receipts and disbursements to be published, 154.
- Property may be sold for taxes, 154.
- Special assessments may be made, 154.
- Mayer to approve or veto ordinances, 154.
- Mayor shall make monthly statement, 155.
- Duties of Treasurer, 155.
- Chief of Police, duties of, 155, 156.
- Police Commissioners, who are, 156.
- City officers, duties of, 156.
- Style of ordinances, 157.
- Officers, salaries of, 157.
- Officers not to be interested in contracts, 157.
- Justices to have jurisdiction, 157, 158.
- Fines, to whom paid, 158.
- Collector to report licenses, 158.

W**WASHOE COUNTY—**

- Act to authorize the construction of a bridge across the Truckee, at Reno, 71.
- Bonds to be issued, 71.
- Place where to be built, 71.
- Bonds, interest on, 71.
- Tax authorized, 71.
- Bonds, how redeemed, 72.
- Act to authorize Trustees of School District Number Ten in, to issue bonds, 198–198.

WASHOE COUNTY— (Continued.)

- Bonds authorized, 196.
- Tax authorized, 197.
- Bonds, interest of, 196.
- Act to authorize County Commissioners of, to issue bonds for certain purposes, 199, 200.
- Bonds authorized, 199.
- Bonds, how prepared, 199.
- Commissioners to sell, 199.
- Tax authorized, to pay bonds, 199, 200.
- Bonds, rate of interest on, 200.
- Bonds, how redeemed, 200.

WHITE PINE COUNTY—

- Act to provide for payment of indebtedness of, known as Hamilton debt, 54.
- Act authorizing Commissioners of, to build jail at Ward City, 145.
- Act creating Current Expense Fund for, 195.
- Fund created, 195.
- Tax to be levied, 195.
- Money, how paid out, 195.
- Surplus, how disposed of, 195.

WILLS—

- Of Rufus Adams, 56.
- Of Thomas Sheehan, 93.
- Where proved, 168.

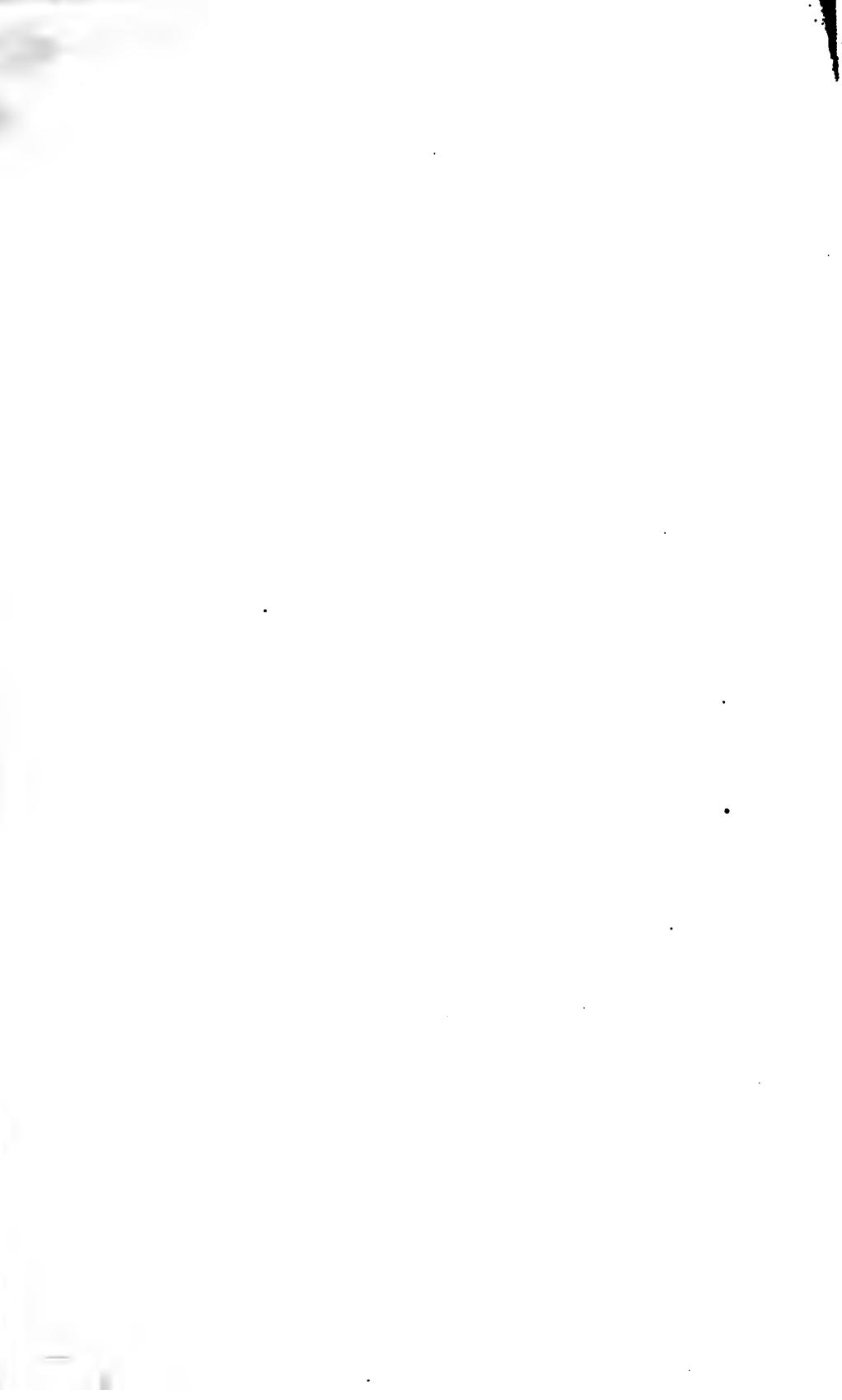
WIRE ROPE RAILROAD—

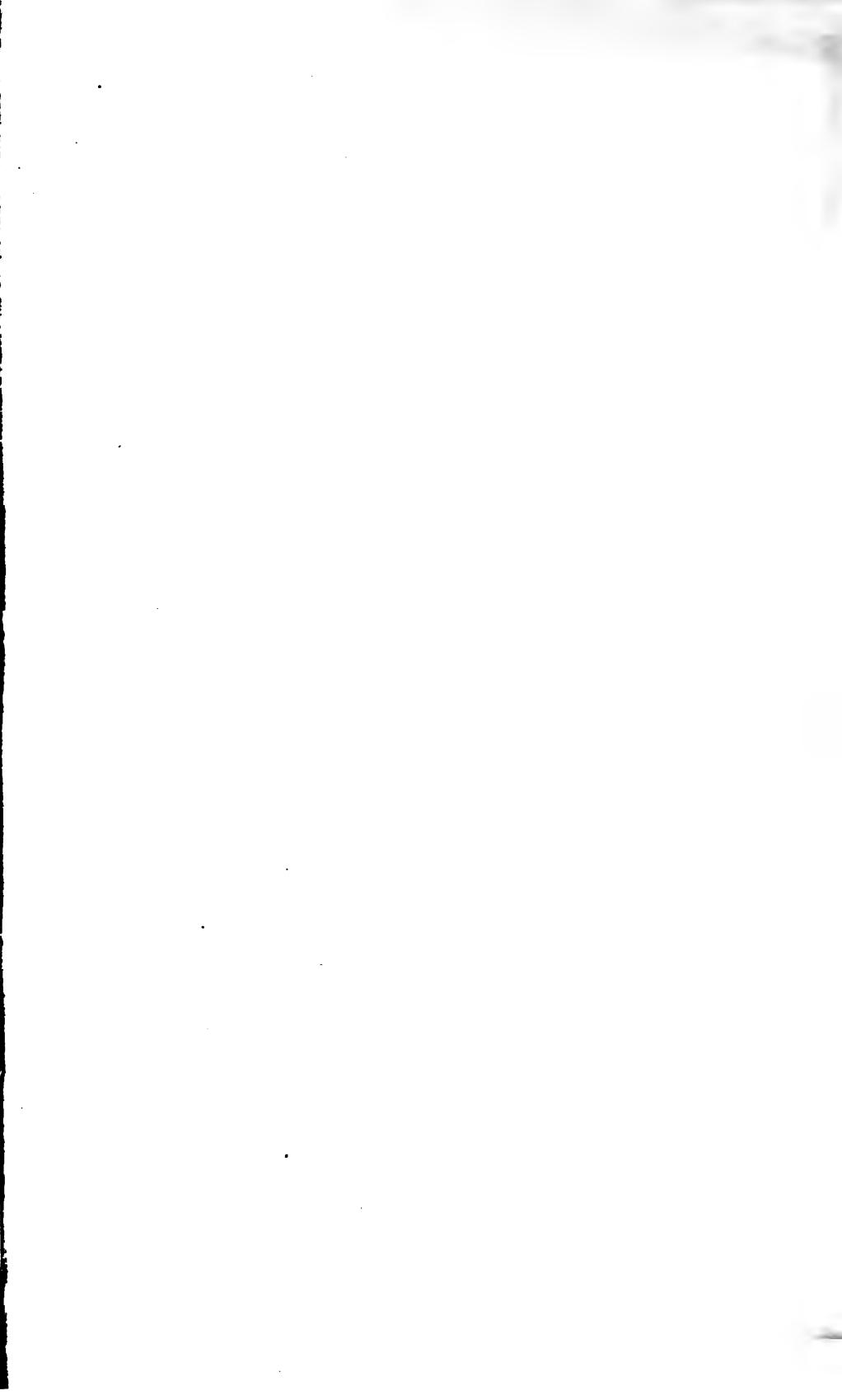
- Act granting right of way for, in Storey County, 205.

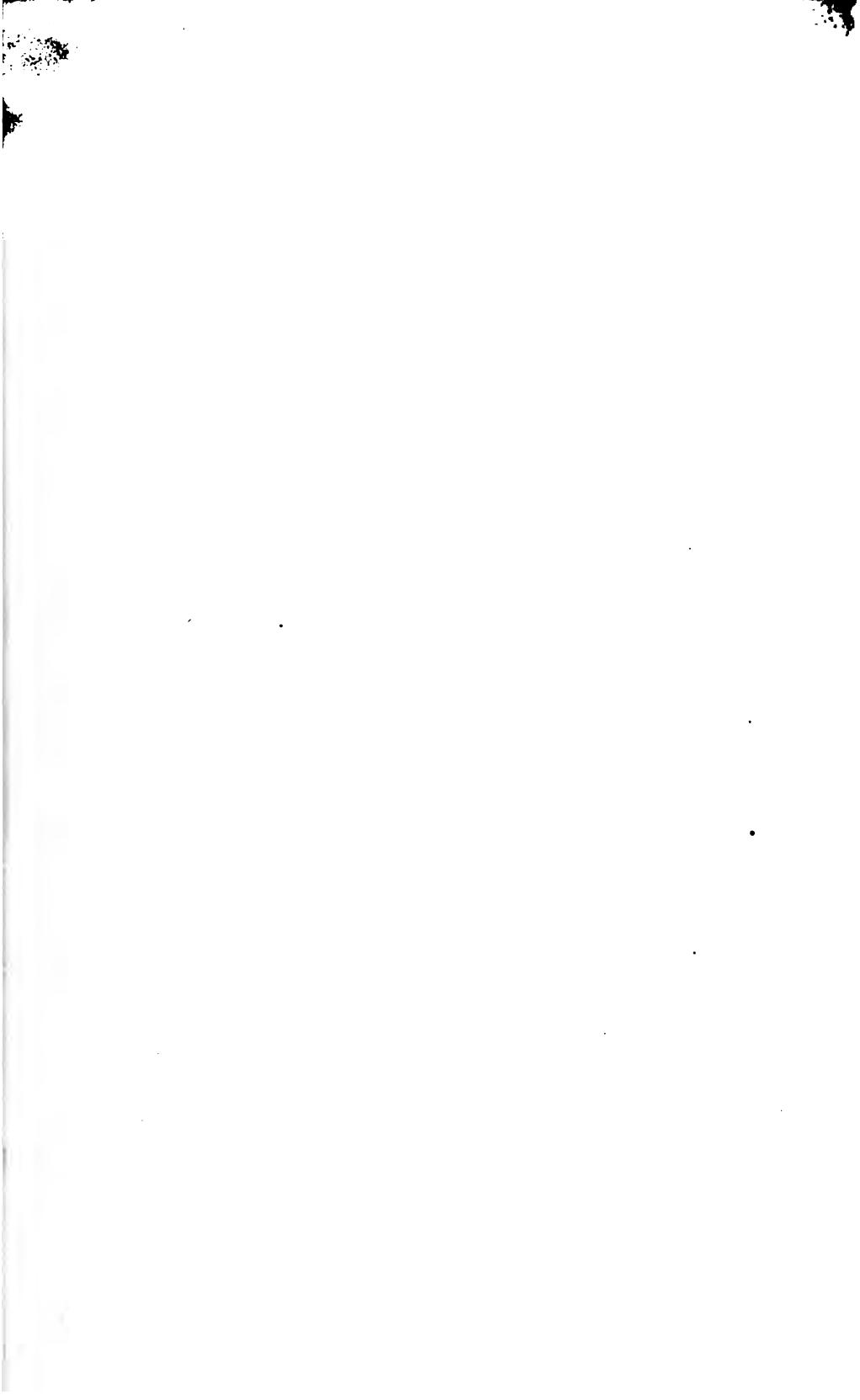
WOMEN, CRUELTY TO—

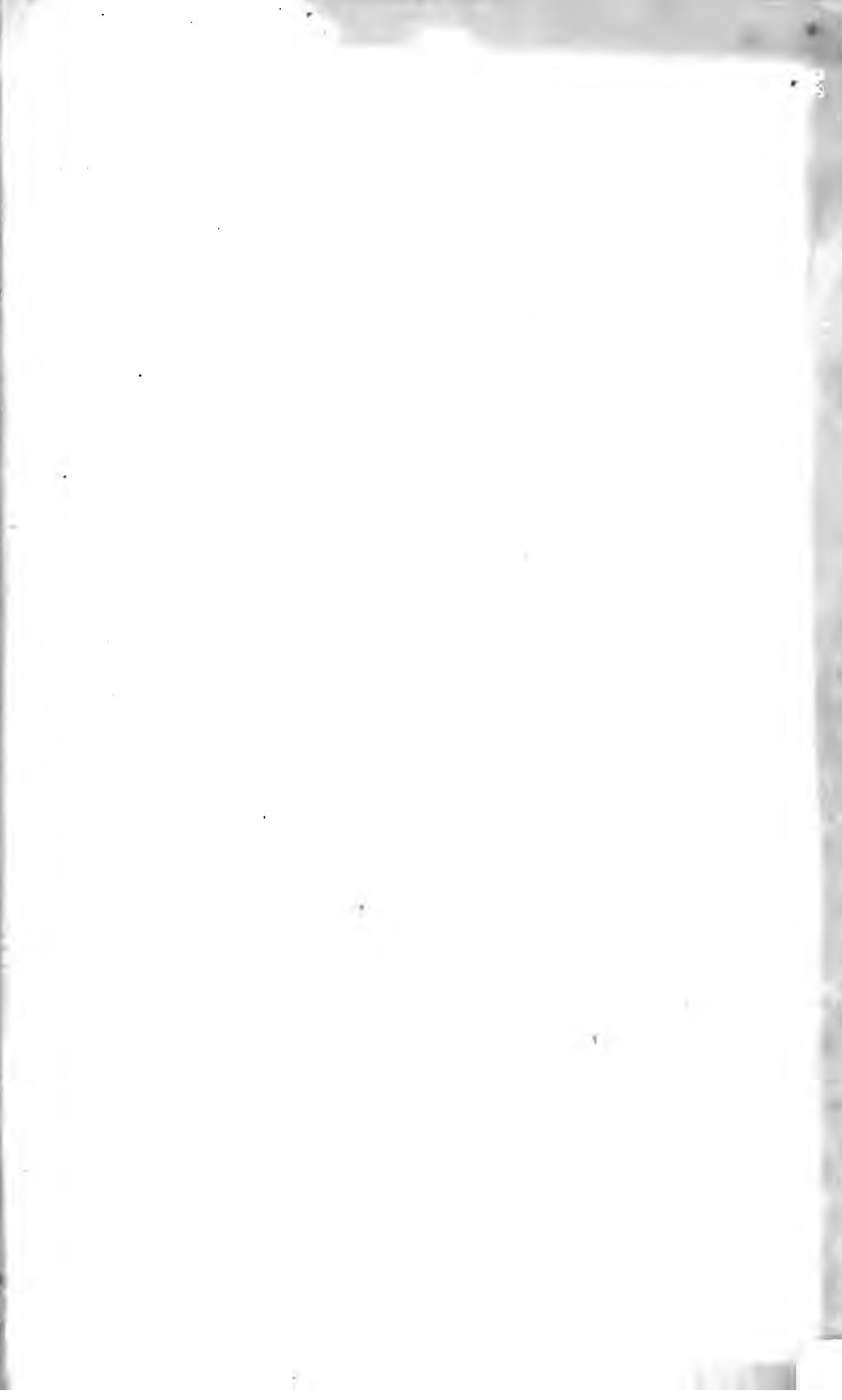
- Act to prevent, 82, 83.
- Post to be erected, 82.
- Penalty for beating women, 82.
- Culprit, placard to be placed on, 83.
- Penalty for second offense, 83.
- Penalty for officer refusing to act, 83.













Stanford Law Library



3 6105 063 428 861